

262-A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12489-2019
Date of decision-04.04.2019

Mahboob

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Abhinav Sood, Advocate for
Mr. Vikram Singh, Advocate for the petitioner.

Mr. Nishchal Mann, DAG, Haryana assisted by
ASI Naresh Kumar.

MANOJ BAJAJ, J.

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.611 dated 03.10.2018 registered under Sections 323, 341, 342, 365, 506 and 509 read with Section 34 of Indian Penal Code at Police Station Quilla Panipat, District Panipat.

On 18.03.2019, this Court had passed the following order:-

“The petitioner has filed the present petition for grant of bail in case FIR No. 611 dated 03.10.2018 under Sections 323, 341, 342, 365, 506 and 509 read with Section 34 of the Indian Penal Code, 1860 registered in Police Station Quilla Panipat, District Panipat. Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the case. FIR was lodged with inordinate delay of more than three days. FIR is a counter-blast to complaint under Section 138 of the Negotiable Instruments Act already filed by

co-accused Shahjad Saifi. Allegations of kidnapping of the complainant on activa scooter have been made against co-accused Shahjad Saifi who is alleged to have taken him to his office. General and vague allegations have been made against the petitioner and no specific criminal acts have been attributed to him.

Notice of motion for 04.04.2019.

In the meanwhile, the petitioner is directed to join investigation within 10 days from today. In the eventuality of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C., failing which the benefit of this order will not enure to the petitioner.

To be heard along with CRM-M-9237-2019.”

Learned counsel for the petitioner contends that in pursuance of the order dated 18.03.2019, the petitioner has joined the investigation.

Learned State counsel on instructions from ASI Naresh Kumar submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, the interim bail granted by this Court vide order dated 18.03.2019 is made absolute.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

04.04.2019

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No