

216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13829-2019

Date of decision-22.10.2019

Govind Verma

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. S.K.Tripathi, Advocate for the petitioner.

Mr. Sanjay Kumar Saini, AAG, Haryana.

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.25 dated 10.01.2019 under Section 379-A of Indian Penal Code, 1860 registered at Police Station Mujesar, District Faridabad. The petitioner apprehend his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 27.03.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Prayer is for grant of anticipatory bail in case FIR No.25 dated 10.1.2019 under Sections 379A IPC registered at P.S Mujesar, District Faridabad.

Learned counsel for the petitioner contends that the matter has been compromised with the complainant and that a petition for quashing of the FIR has also been filed in which the parties have been directed to get their statements recorded before the learned Illaqa Magistrate.

Notice of motion for 06.05.2019.

Meanwhile, in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.

To be heard along with CRM-M-12370 of 2019.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by HC Sunil Kumar does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from HC Sunil Kumar further states that the petitioner is not required for custodial interrogation for the time being. He has further apprised the Court that the complainant has testified before the trial Court, who turned hostile.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 27.03.2019 is made absolute.

22.10.2019

vanita

**(MANOJ BAJAJ)
JUDGE**

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No