

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

272

C.R.M-M No.33110-2018 (O&M)
Date of Decision : 19.3.2019

Ansar Ahmed

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Shiva Khurmi, Advocate
for the petitioner.

Dr. Sushil Gautam, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.126 dated 11.3.2017 registered under Sections 419, 420, 177 IPC, 1860 registered at Police Station Nuh, District Nuh.

On 3.8.2018, the following order was passed :-

“It is the case of the petitioner that the petitioner had to appear in the matriculation examination but in his place one Sahid Khan had appeared.

Notice of motion for 15.01.2019.

In the meanwhile, the petitioner is directed to surrender before the Arresting/Investigating Officer. On doing so, he shall be released on interim bail, subject to his furnishing bonds to the satisfaction of Arresting/Investigating

Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C. failing which he shall loose the benefit of interim bail allowed to him.”

Today counsel for the petitioner has stated that the petitioner has joined the investigation.

Learned DAG on instructions from HC Sukh Ram has accepted these factual assertions and stated that he is no more required for custodial interrogation.

In the circumstances, keeping in view the entire conspectus of facts, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner.

Petition is allowed. Interim order dated 3.8.2018 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

19.3.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No