

**201 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-35883-2018
Date of decision-22.04.2019**

Jai Bhagwan

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. S.K.Verma, Advocate for
Mr. Ravinder Hooda, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
SI Sunil.

Mr. Jagjot Singh, Advocate for
Mr. Kunal Dawar, Advocate for the complainant.

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.1216 dated 23.10.2017 registered under Sections 406, 420, 120-B and 506 of Indian Penal Code registered at Police Station Central Faridabad, District Faridabad. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 21.08.2018 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner states that after dismissal of the application under Section 438 Cr.PC seeking anticipatory bail before learned Additional Sessions Judge, Faridabad, the matter has been

compromised between the parties. The petitioner has executed the sale deed in favour of the complainant.

Notice of motion for 29.10.2018.

In the meantime, in the event of arrest of the petitioner, he shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

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 SI Sunil does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from SI Sunil further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 21.08.2018 is made absolute. However, it is made clear that this order shall remain operative only till the filing of the final report under Section 173 (2) Cr.P.C.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

22.04.2019

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