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

CRM-M-18423 of 2019

Date of decision: September 24, 2019

Prem Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner, in FIR No.178 dated 05.03.2019, under Sections 384, 389, 406, 420, 34 of the Indian Penal Code, 1860, registered at Police Station Civil Lines, Karnal, District Karnal.

On 30.04.2019, this Court has passed the following order:-

“Mr.Manoj Kumar Taya, Advocate appears and files vakalatnama on behalf of complainant, same is taken on record.

Contends that complainant as well as co-accused Reena approached the Court of learned Sessions Judge, Karnal for protection of their life and liberty on 29.08.2018 after solemnizing their marriage and thus, petitioner cannot be blamed for the same.

Learned counsel for the complainant wishes to place on record some documents to show the complicity of the petitioner.

Adjourned to 29.07.2019, for further consideration.

Let photocopy of the record of the learned Sessions Court, Karnal in case Protection Petition No.116 of 2018 CIS No. 50 of 2018 titled as Reena and another v. State of Haryana and others be requisitioned for the date fixed.

In the meanwhile, petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from ASI Rishi Prakash, has stated that in terms of order dated 30.04.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 30.04.2019 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

September 24, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No