

**204-A IN THE HIGH COURT OF PUNJAB AND HARYANA
 AT CHANDIGARH**

**CRM-M No.51203 of 2018 (O&M)
Date of Decision : 07.02.2019**

Narender Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Harkesh Manuja, Advocate
 for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. Amit Jain, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This is a petition for grant of pre-arrest bail to the petitioner under Section 438 Cr.P.C. in case FIR No.729 dated 11.10.2018 registered under Sections 381/467/468/471/34 IPC at Police Station Sadar, Gurugram.

On 20.11.2018 the following order was passed:-

“Notice of motion.

Mr. Raj Kumar Makkad, DAG, Haryana, who is present in Court, has accepted notice on behalf of respondent-State. Mr. Amit Jain, Advocate has appeared and filed memo of appearance on behalf of complainant. Same is taken on record. Complete copy of the paper book has been supplied to the said counsel.

It has been submitted that a connected matter i.e. CRM-39349 of 2018 in CRM M-47310 of 2018 is pending before this court and is fixed for today at Sr. No.220.

To be heard alongwith that matter today after urgent matters.

File again taken up.

Meanwhile, the petitioner is directed to surrender before the police and join investigation within a week. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which he shall loose the benefit of interim bail allowed to him.

To be heard along with CRM-M-47310-2018.”

Learned State Counsel on instructions from ASI Satish Kumar accepts the fact that the petitioner has joined the investigation and is no more required for custodial interrogation.

In these circumstances, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. The interim order dated 20.11.2018 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

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

07.02.2019

pooja sharma-I

Whether speaking/reasoned
Whether Reportable :

**(AJAY TEWARI)
JUDGE**

Yes/No
Yes/No