

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

CRM-M-35214 of 2019

Date of Decision: 22.10.2019

Vimal Kumar

....Petitioner

Versus

State of Haryana

...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sarfraj Hussain, Advocate
for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 Cr.P.C.
seeking pre arrest bail in case FIR No.179 dated 17.06.2019, under
Sections 341, 379-A, 511, 379, 411 and 34 of the Indian Penal Code
registered at Police Station Manesar, District Gurugram.

On 28.08.2019 while issuing notice of motion the
following order was passed by this Court:

“Contends that petitioner is a juvenile.

Notice of motion for 22.10.2019.

In the meanwhile, the 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.”

It is contended by learned counsel for the petitioner that
in terms of the above order, petitioner has already joined

investigation.

Learned State counsel on instructions from Inspector Satender Singh has acknowledged the above factual position and stated that the custodial interrogation of the petitioner is no longer required in the present case.

In view of the above, order dated 28.08.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

However, it is made clear that above observations may not be construed as an expression of opinion on the merit of the case pending before learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

October 22, 2019

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Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no