IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-43028-2019
Date of Decision: 05.11.2019

Ravi Kumar

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Pradeep Chhoker, Advocate,
for the petitioner.

Mr. Neeraj Poswal, A.A.G., Haryana.

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AMOL RATTAN SINGH, J. (ORAL)

It is seen that the statement made by learned counsel for the petitioner on the last date of hearing was to the effect that CRM-M-33802-2018 has also been filed seeking quashing of the FIR itself, on the basis of a compromise reached between the parties, was a wholly misleading statement, because a perusal of the case file therein shows that though the FIR sought to be quashed is the one in which the petitioner has also been arraigned as an accused, the petitioner is not a party to that petition, with three other co-accused of his, i.e. Preetam Singh, Arun Kumar @ Dhara and Pradeep, having instituted that petition on the ground that a compromise has been reached between them and the complainant in the FIR.

Be that as it may, learned State counsel on instructions from the police official who is present in Court today to assist him, submits that the petitioner has joined investigation and presently his custodial interrogation is not required, though he submits that the petition would need to be amended, inasmuch as the

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offences punishable under Sections 379-B and 452 of the IPC have been deleted from the FIR, with offences punishable under Sections 392, 397, 457 and 458 of the IPC, having been added.

That being so, with the statement of the official who is present in Court to assist learned State counsel being that the petitioners' custodial interrogation is not required, even after the aforesaid offences have been added to the FIR after deletion of two other offences, the order dated 14.10.2019 is made absolute, with it to be understood that the petitioner has been admitted to anticipatory bail on the aforesaid statement of the police official, even qua the offences which have been subsequently added in the FIR.

The petition is disposed of accordingly.

The case file of CRM-M-33802 of 2018 be returned to the Registry, to be listed on the date already fixed, before the appropriate Bench.

November 05, 2019 **(AMOL RATTAN SINGH)**
nitin **JUDGE**

Whether speaking/reasoned Yes
Whether Reportable No.

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