

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

206

CRM-M-62279 of 2018

Date of Decision: July 09, 2019

Rinku Panchal

.....Petitioner(s)

versus

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE MANOJ BAJAJ

Present: Mr. Parveen Chauhan, Advocate for the petitioner(s).

Mr. Sukhdeep Parmar, DAG, Haryana
assisted by ASI Om Parkash.

Mr. M.D. Khan, Advocate for the complainant.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.282 dated 07.05.2017 under Sections 406, 420, 467, 468, 471, 120-B IPC registered at Police Station City Badshahpur, District Gurugram. 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 14.03.2019 whereby the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner submits that meanwhile, the petitioner has reached a settlement with the complainant. According to this settlement, the petitioner is liable to pay the complainant a sum of Rs. 5 lacs. He states that till date a sum of Rs. 1 lac has been paid to the complainant.

In view of the above statement, the petitioner is directed to join investigation with the Investigating Officer on 25.03.2019 at 10.00 a.m. and

cooperate therewith. In the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to his joining the investigation and compliance of the provisions enshrined under Section 438(2) Cr.P.C.

Adjourned to 09.07.2019.

Meanwhile, learned counsel for the petitioner is directed to take appropriate steps to place on record necessary documents evidencing compromise and acceptance of the same by the complainant. The complainant be also impleaded as party-respondent.”

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 ASI Om Parkash does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Om Parkash 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 14.03.2019 is made absolute.

However, it is made clear that this order shall remain operative till the filing of the final report under Section 173 (2) Cr.P.C.

The petition stands allowed.

July 09, 2019
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[MANOJ BAJAJ]
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No