

Date of Decision:18.01.2019

...Petitioners

Versus

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Atul Yadav, Advocate
for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

HARI PAL VERMA, J. (ORAL)

Prayer in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.401 dated 04.07.2018 registered under Sections 306/34 IPC at Police Station Palam Vihar, Gurugram.

Learned counsel for the petitioners states that the petitioners are the parents of Rupesh who is already in custody. He further states that pursuant to order dated 07.09.2018, the petitioners have joined the investigation.

Learned State counsel, on instructions from ASI Ashok Kumar, does not dispute the aforesaid fact and states that the custodial interrogation of the petitioner is no more required at this stage. However, he states that there is another FIR No.243 dated 20.05.2018 filed under Sections 323, 341, 349 and 34 IPC at Police Station Kapasera in which petitioners are accused.

Without observing anything so far as the pendency of the FIR No.243 (supra) is concerned, but noticing the fact that the petitioners have joined the investigation and their custodial interrogation is no more required, present petition is allowed and the interim bail granted to the petitioners vide order dated 07.09.2018 is made absolute.

However, if required, the petitioners shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

January 18, 2019

Jyoti-IV

**(HARI PAL VERMA)
JUDGE**

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No