

CRM-M-12286-2020

Date of decision : August 04, 2020

Moji and others

.....Petitioners

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

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

Mr. Anmol Malik, DAG, Haryana.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No. 10 dated 18.01.2020 under Sections 148, 149, 323, 452, 506 IPC registered at Police Station Utawar, District Palwal.

Contentions on behalf of the petitioners as noted in order dated 13.05.2020 while issuing notice of motion, read as under: -

“ Learned counsel for the petitioners contends that all the petitioners have been falsely implicated in this case. There is no specific allegation qua any of the petitioners. Furthermore, the injuries on the person of Nisar are simple in nature. The allegations regarding Jaيدا are absolutely incorrect on the face of it, as she was already admitted in the hospital on 9.01.2020 and she was examined by the doctor much prior to the incident which took place on 12.01.2020.”

Learned counsel for the petitioners submits that the petitioners have joined investigation and undertake to extend full cooperation in the investigation of the matter. It is further submitted that the petitioners are not involved in any criminal case. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from HC Azarudin, verifies that the petitioners have joined investigation and that custodial interrogation of the petitioners is not required. It is further verified that the petitioners are not involved in any criminal case.

There are no allegations on behalf of the State that the petitioners are likely to abscond or that they are likely to dissuade the witnesses from deposing true facts , if afforded anticipatory bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 13.05.2020 is made absolute.

(Lisa Gill)
Judge

August 04, 2020
rts

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No