

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

**CRM-M-16075-2020
Date of decision-28.09.2020**

Raman **...Petitioner**
Vs.
State of Haryana **...Respondent**

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Rajesh Lamba, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.35 dated 24.02.2020 under Sections 147, 148, 186, 188, 307, 323, 332, 341, 353 and 379 Indian Penal Code, 1860 registered at Police Station Hassanpur, District Palwal.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 22.06.2020, whereby the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that co-accused of the petitioner, Mahender Singh was allegedly carrying sand in a tractor who was arrested on the spot but later managed to run away. He submits that as per the prosecution, he returned with his accomplices including the petitioner and took away the tractor as well. It is pointed out by Mr. Lamba that there is no injury suffered by any of the Police officials and offence under Section 307 IPC has been added without any justification. According to him, the allegations are highly improbable and the custodial interrogation of petitioner may not be required.

Notice of motion for 28.09.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, petitioner submitted himself before the Police and joined the investigation. According to him, 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 Aas Mohd. does not dispute this fact that petitioner has joined the investigation and he 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 22.06.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

28.09.2020

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