

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

**CRM-M No.18405 of 2020 (O&M)
Date of Decision: 24.08.2020**

Deepak Rathi @ Deepak

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Ramnish Puri, Advocate for the petitioner.

Mr. Pardeep Prakash Chahar, DAG, Haryana
for the respondent.

Mr. Parveen Kaushik, Advocate for the complainant.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.38 dated 05.03.2020, under Sections 354-A and 506 of the Indian Penal Code, 1860, registered at Police Station Women Police Station, District Sonipat.

This Court, while issuing notice of motion on 13.07.2020, passed the following order:-

“ Inter alia contends that petitioner was attacked in the same very occurrence and an FIR No.127 dated 04.03.2020, under Sections 323, 341, 506, 148 and 149, IPC had been registered at Police Station Sadar, Sonapat at the instance of the petitioner, whereas the present FIR is registered one day thereafter i.e. 05.03.2020.

Notice of motion for 24.08.2020.

Mr. Pradeep Chahar, DAG, Haryana accepts notice on behalf of the respondent.

Mr. Parveen Kaushik, Advocate accepts notice on behalf of the complainant.

In the meanwhile, petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C. ”

Contents that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from H.C. Pooja, has acknowledged that in terms of order dated 13.07.2020, petitioner has joined the investigation and his custodial interrogation is not required.

Learned Counsel for the complainant has also not disputed the aforesaid factual position.

In view of above, interim order dated 13.07.2020 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

August 24, 2020

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>