

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

**CRM-M-22717-2020**

Date of Decision:08.10.2020

Satyam Kumar and others

.....Petitioners

Vs.

State of Haryana

....Respondent

**CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH**

Present: Mr. S.K.Tripathi, Advocate,  
for the petitioner.

Mr.Deepak Bhardwaj, DAG, Haryana.

**AMOL RATTAN SINGH, J. (Oral)**

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

On 03.09.2020, the following order had been passed:-

**“CRM-21690-2020**

By this application the applicants/petitioners seek to place on record a complaint dated 23.06.2020 and an order sheet dated 21.08.2020, as Annexure P-6 and P-7.

Notice in the application.

Mr. Praveen Bhadu, AAG, Haryana, accepts notice at the asking of the court.

It only being an application seeking to place on record two documents, the application is allowed, with the two documents ordered to be taken on record as Annexures P-6 and P-7 with the accompanying petition.

**CRM-M-22717-2020**

By this petition, the petitioners seek the concession of 'anticipatory bail' under the provisions of Section 438 Cr.P.C., upon FIR No.77, dated 22.07.2020, having been registered at Woman Police Station, Cenral Faridabad, District Faridabad, alleging therein the commission of offences punishable under Sections 12/10 of the Protection of Children from Sexual Offences Act, 2012.

Learned counsel for the petitioners submits that the FIR registered against them is only a backlash to the complaint instituted by their father against the father of the complainant on 23.06.2020 (Annexure P-3).

A perusal of that complaint addressed to the SHO, Police Station Palla, shows that the complainant therein (stated to be the father of the present petitioners) has stated that Jitender, Geeta and Krishna Devi were residing in front of his house and used to insult him and give filthy abuses to him.

He submits that thereafter even proceedings under Sections 107/150 of the Cr.P.C. were initiated on 27.06.2020.

Notice of motion.

Mr. Praveen Bhadu, AAG, Haryana, accepts notice at the asking of the court.

In the aforesaid circumstances, the petitioners are directed to join investigation and upon them so joining, if they are sought to be arrested, they shall be released on interim bail, upon their furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/CJM/Duty Magistrate, till the next date of hearing.

They shall also comply with all conditions stipulated in Section 438 (2) of the Cr.P.C.

If the arresting officer does not join the petitioners in investigation, they would appear before the learned Ilqa Magistrate immediately, who would then summon the arresting officer and direct him to join them in investigation, in terms of the order of this Court.

Adjourned to 08.10.2020.

In the meanwhile, a gazetted officer is directed to file a detailed reply to the petition, it being one alleging therein the commission of an offence punishable under the provisions of the Protection of Children from Sexual Offences Act, 2012.”

Learned State counsel, on instructions on instructions from SI Seema, PS Women Central, Faridabad, submits that pursuant to the order dated September 03, 2020, the petitioner has joined investigation and presently at least his custodial interrogation is not required.

That being so, without making any comment on the actual merits of the case, this petition is allowed, with the order dated September 03, 2020,

admitting the petitioner to interim bail, made absolute, on the same terms and conditions.

October 08, 2020

dharamvir/

(AMOL RATTAN SINGH)  
JUDGE

Whether speaking/reasoned : YES  
Whether Reportable : NO