

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

204-A

CRM-M- 31190 of 2020

Date of Decision: 04.12.2020

Satpal

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE MANOJ BAJAJ

Present: Mr. Sandeep Kumar, Advocate for the petitioner.

Mr. Sudeep Singh Parmar, DAG, Haryana.

MANOJ BAJAJ, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.282 dated 26.07.2020 under Sections 370, 406, 420, 506 IPC and under Section 24 of Immigration Act, 1983, registered at Police Station Pundri, District Kaithal. He apprehended his arrest at the hands of Police in the above said FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 06.10.2020 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Inter alia relies upon order dated 25.8.2020 passed in CRM-M24214-2020 (Annexure P-7) to submit that co-accused, whose role is identical to that of the petitioner, has been granted interim bail by this Court. Further, the matter has been compromised and a petition viz. CRM-M27217-2020 (Annexure P-6), for quashing of the FIR has been filed, which is pending for 4.12.2020.

Notice of motion.

Mr. Munish Sharma, AAG, Haryana, accepts notice on behalf of the respondent-State and waives service.

Mr. Yavneet Dhakla, Advocate, puts in appearance on behalf of the complainant and admits the factum of compromise.

Adjourned to 4.12.2020.

To be heard alongwith CRM-M-27217-2020.

Meanwhile, in the event of his arrest, petitioner shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to his compliance of the conditions enshrined under Section 438(2) Cr.P.C. ”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the 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 SI Bhagirath does not dispute this fact that the petitioner has joined the investigation and states that 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 06.10.2020 is made absolute.

04.12.2020
Anjal

[MANOJ BAJAJ]
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No