

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

206

CRM-M-36425-2020

Date of decision : 18.12.2020

Jagmohan

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Parveen Kaushik, Advocate for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.234 dated 19.10.2020, under Section 380 IPC, registered at Police Station Rohtak Civil Lines, Rohtak.

On 11.11.2020, a Coordinate Bench of this Court has passed the following order:-

'CRM-27824-2020

Application is allowed as prayed. Anneuxre P-2 is taken on record, subject to all just exceptions.

Main case:

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No. 234 dated 19.10.2020 registered under Section 380 IPC, at Police Station Rohtak Civil Lines, District Rohtak.

Learned counsel for the petitioner states that the petitioner has falsely been implicated in the present case. The petitioner was

neither named in the FIR, nor he did figure out in the CCTV footage. He further states that a compromise has been effected between the parties, as per the affidavit of compromise (Annexure P-2), no such theft has been committed and it was due to misunderstanding the present FIR has been registered.

Notice of motion for 18.12.2020.

Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.'

Learned State counsel, upon instructions from Head Constable Anil Kumar, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation and not required for custodial interrogation, the Covid-19 Pandemic, the order dated 11.11.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

December 18, 2020

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