

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.38610 of 2019
Date of Decision: January 10, 2020

Sakuri & others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Brijender Kaushik, Advocate,
for the petitioners.

Ms. Tanu Shree Gupta, DAG, Haryana.

Mr. Mannu, Advocate,
for the complainant.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.106 dated 18.07.2019, under Sections 148, 149, 323, 452, 506 IPC and Section 3 of the Schedule SC/ST Act, 1989, registered at Police Station, Raipur Rani, Panchkula. The petitioners apprehended their arrest at the hands of police.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 11.09.2019, while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioners.

The said order reads as under:-

“Learned counsel for the petitioners relies upon the order dated 29.08.2019 passed by this Court wherein concession of

interim bail granted to co-accused.

Notice of motion for 10.01.2020.

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

To be heard along with CRM-M-35638-2019.”

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the police and joined the investigation. According to them, the petitioners 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 Rambhaj, does not dispute this fact that the petitioners have joined the investigation. Learned counsel, on instructions from SI Rambhaj, further states that the petitioners are 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 11.09.2019 is made absolute.

Petition stands disposed off.

January 10, 2020
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No