

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

CRM-M-1436-2020
Date of decision: 30.07.2021

Deepak @ Deepa

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. D. P. S. Bajwa, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

(through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.616 dated 16.10.2019 registered under Sections 120-B, 384, 389 IPC at Police Station Jind City, District Jind.

The operative part of the order dated 15.01.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has argued that as per the allegations in the FIR, registered at the instance of one Ram Niwas, it is stated that he has serving in Railway and is posted at Jind. He had allowed one Komal and her husband to stay in his government accommodation where Komal developed physical relations with him of her own free consent and thereafter, she started blackmailing the complainant and on different dates, he has given some amount in cash to Komal and her husband i.e. to the tune of Rs.13.50 lacs. It is further stated in the FIR that since Komal was still demanding Rs.80,000/- more on the pretext that if the complainant failed to make the payment then, he will be involved in case of rape. The complainant, thereafter, approached the police and the

aforesaid Komal was arrested along with the money.

Counsel for the petitioner has further argued that it is the own case of the complainant that he had developed physical relations with Komal to whom he had given the money and there is no direct allegations against the petitioner except that of conspiracy.

Notice of motion for 04.03.2020.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 15.01.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

Learned State counsel further submits that now the SIT has concluded the investigation and co-accused Sunil has been arrested on 17.12.2020 and the challan stands presented. It is further submitted that co-accused Komal is also on interim anticipatory bail.

In view of the above and considering the fact that petitioner is on interim anticipatory bail for the last more than one and a half year and he has not misused the same during that period, the present petition is allowed and the interim bail granted to the petitioner, vide order dated 15.01.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

30.07.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No