

202 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-7505-2021
Date of Decision: 06.08.2021

VINOD AND ANR ...Petitioner.
V/S
STATE OF HARYANA ...Respondent.

CORAM: HON'BLE MR. JUSTICE B.S. WALIA.

Present: Mr. Shokeen Singh Verma, Advocate for the petitioner.
Mr. Tapan Kumar Yadav, DAG, Haryana.

B.S. WALIA. J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the petition under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.249 dated 08.10.2020, registered under Sections 323, 452, 506, 34 of IPC at Police Station Dadri City, Distirct Charkhi Dadri.
3. On 17.02.2021, the following order was passed:-

“Learned counsel for the petitioners prays for grant of anticipatory bail to the petitioners while inter-alia arguing that in fact the matter stands compromised between the parties and a quashing petition numbered as CRM-M- 39022-2020 has already been filed on the basis of said compromise. It is contended that in view of the said compromise, the petitioners are entitled for grant of anticipatory bail and they are ready and willing to join the investigation.

Notice of motion.

Mr. P. P. Chahar, DAG, Haryana appearing through the medium of video

conferencing accepts notice on behalf of the respondent State and opposes the grant of bail to the petitioners while submitting that Section 307 IPC has been added in the FIR. Ms. Gurmeet Kaur, Advocate has put in appearance on behalf of the complainant and submits that the matter stands compromised and the complainant has no objection in case the bail is granted to the petitioners.

Adjourned to 06.08.2021.

Meanwhile, petitioners are directed to join the investigation within a period of one week and on doing so, the petitioners be released on interim bail to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall continue to join the investigation as and when called upon to do so and shall abide by the conditions incorporated under Section 438(2) Cr.P.C..”

4. Today, learned counsel for the petitioner contends while learned State counsel, on instructions from DSP Bali Singh, confirms that pursuant to the order of this Court dated 17.02.2021, the petitioner joined investigation, cooperated in the same, was released on ad-interim pre-arrest bail and his custodial interrogation is not required.
5. In view of the statement of the learned State Counsel, order dated 17.02.2021, passed by this Court, is made absolute. The petitioner shall continue to abide by the conditions enumerated in Section 438(2) Cr.P.C. However, nothing stated hereinabove shall be deemed to be an expression of opinion on the merits of the case.
6. Petition stands disposed of in the aforementioned terms.

(B.S. Walia)
Judge

06.08.2021
'rajesh-remu'

Whether speaking/ reasoned : Yes/No
Whether reportable : Yes/No