

206(1)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11181-2021
Date of decision-13.09.2021

SHREE CHAND

...Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

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.149 dated 23.11.2020, under Sections 272, 420 & 120-B Indian Penal Code, 1860 & Sections 61/1/14 Excise Act, registered at Police Station Satnali, District Mohindergarh (head office at Narnaul), Haryana. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

There is no representation on behalf of the petitioner.

This Court while issuing notice of motion to the respondent-State on 10.03.2021 had extended the interim protection to the petitioner.

The said order reads as under:-

“Counsel for the petitioner herein would contend that though the name of the petitioner has been mentioned in the FIR, however, he was not apprehended at the spot. It is submitted that recovery

has already been effected from the co-accused and there is no other case pending against the petitioner herein.

Notice of motion for 13.09.2021.

At this stage, Mr.P.P. Chahar, DAG Haryana, who is present in the court, accepts notice on behalf of the respondent-State.

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

Learned State counsel, who is assisted by SI Vinod Kumar does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 10.03.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

13.09.2021

Vipin kumar

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