

213(1)

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

CRM-M-13288-2021(O&M)

Date of Decision: 06.09.2021

Rohit Pandey

...Petitioner

Versus

State of Haryana and Anr.

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. H. K. Chaturvedi, Advocate and
Ms. Megha Chaturvedi, Advocate
for the petitioner.

Ms. Deepshikha Chauhan, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.249 dated 09.11.2020 under Sections 323, 498A and 506 IPC registered at Police Station City Safidon, District Jind, Haryana.

Learned counsel for the petitioner would submit that by an order dated 23.03.2021, the petitioner was directed to join the investigation and after having joined investigation, he also preferred an application to Illaqa Magistrate before whom the challan has been presented, bringing it to the notice of the trial Court that CRM-M-13288-2021 was pending before the High Court. The Illaqa Magistrate has already released him on bail subject to his furnishing bail as well as surety bonds for an amount of Rs. 50,000/- each.

Learned State counsel on instructions from SI Satish Kumar, would submit that the petitioner has joined the investigation and challan has been presented in the Court and the custody of the petitioner would no longer be required.

At this stage, learned counsel for the respondent would submit that another FIR has been registered against the petitioner herein under the provisions of 376 D IPC which is pending at Delhi which fact is denied for want of knowledge by both, the counsel for petitioner and the respondent-State.

In view of the facts that the matter has been investigated and petitioner has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 23.03.2021 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 (2) Cr. P.C.

Let Illaqa Magistrate explain as to why regular bail has been allowed to the accused despite the matter pending in the High Court. Report be called in this regard by 15.11.2021.

Put up on that date for awaiting the report.

06.09.2021
Riya

(JAISHREE THAKUR)
JUDGE

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