

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

214

**CRM-M-14078-2021
Decided on : 14.12.2021**

Shailesh Mehta

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. B.R. Rana, Advocate for
Mr. J.S. Toor, Advocate
for the petitioner(s).

Ms. Tanushree Gupta, DAG, Haryana
assisted by SHO Krishan Kumar.

MANJARI NEHRU KAUL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner, in case FIR No. 192, dated 08.03.2021, lodged under Section 354-A of IPC and Section 67-A of the Information Technology (Amendment) Act, 2000, registered at Police Station Shivaji Nagar, Gurugram (Annexure P-5).

Learned counsel for the petitioner submits that the words which were construed to be offensive and which were allegedly sent from the mobile phone of the petitioner, were not intended against the complainant personally. It has been submitted that the petitioner having stayed in USA for 18 years was as such used to communicating in the language, which was construed as offensive and he had no other intention, much less, to harm the complainant personally.

Learned counsel for the petitioner further submits that pursuant to order dated 25th August, 2021, passed by this Court, the petitioner has

joined investigation and cooperated with the investigating agency.

Learned State counsel on instructions from SHO Krishan Singh, does not dispute the factum of the petitioner having joined investigation and has apprised the Court that his further investigation, much less, custodial interrogation is not required.

In view of the above, the petition is allowed and interim order dated 25th August, 2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

December 14, 2021

J.Ram

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