

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

**CRM-M No.14767 of 2021(O&M)
Date of Decision:09.07.2021**

Dharambir

.....Petitioner

Vs

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Aman Pal, Advocate
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana.

Mr. Narinder Sindher, Advocate for the complainant.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.35 dated 15.02.2021 registered under Sections 346 IPC (Sections 384, 388, 120-B IPC added later on) at Police Station Siwan, District Kaithal.

In compliance of order dated 20.04.2021, status report by way of affidavit of Kishori Lal, Deputy Superintendent of Police, Guhla has been filed.

Petitioner is a public servant employed as Head Constable in Delhi Police. The present FIR i.e. FIR No.35 was registered on 15.02.2021 under Section 346 IPC. At a later

stage, offences under Sections 384, 388, 120-B IPC were added. Rahul was allegedly kidnapped, who is nephew of the complainant. Rahul did not turn up at his house after going to Kaithal. After lodging of present FIR, FIR No.30 was also lodged on 16.02.2021 for the offences under Sections 186, 307, 332, 34, 353, 427 IPC in respect of demand made from Gian Singh, Pawan and Hardeep in lieu of false implication of Rahul. In the said FIR, Dheeraj and Jai were arrested from petrol pump after a trap laid by the police in connection of the delivery of ransom amount. Dheeraj is brother-in-law of the petitioner. Third accused person i.e. Rambir ran away from the spot. Petitioner has been nominated in the said case on the basis of his call details with Dheeraj, who is his brother-in-law.

The stand of the petitioner is that call details between the petitioner and Dheeraj would not advance any such meaningful accusation against the petitioner as both are relatives and the calls between them were normal in nature.

In the status report, police has given the status of investigation conducted in present FIR, FIR No.30 dated 16.02.2021 and one FIR No.43 dated 15.02.2021, which was registered in Delhi against the relatives of the complainant.

Learned State counsel submits that in pursuance of order dated 20.04.2021, the petitioner has joined the

investigation. In FIR No.43 dated 15.02.2021, some more co-operation on behalf of the petitioner is wanting.

Since the petitioner has joined the investigation in the present FIR, therefore, order dated 20.04.2021 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

09.07.2021

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No