

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

**221**

**CRM-M No.15763 of 2021**

**Date of Decision:15.09.2021**

Pardeep @ Kala

**.....Petitioner**

**Vs**

State of Haryana

**.....Respondent**

**CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present: Mr.Vivek Khatri, Advocate  
for the petitioner.

Mr.Rajat Gautam, DAG, Haryana

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**RAJ MOHAN SINGH, J. (Oral)**

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.6 dated 09.01.2021 registered under Sections 420, 467, 468, 471, 201, 120-B IPC and Section 66 of the Information Technology Act, 2000 Police Station Civil Lines, Hisar District Hisar.

Notice of motion was issued on 09.04.2021, after noticing the following facts:-

*“Learned counsel for the petitioner contends that the police has created a wide net to implicate the petitioner and others. Parveen Kumar was arrested. During investigation, bluetooth device and other documents were also recovered from him. After his*

*disclosure statement, offence under Section 120-B IPC was added. In further investigation, offences under Sections 467, 468, 471 IPC and Section 66 of IT Act were added. In further investigation, co-accused Ravinder Kumar was arrested and vehicle, mobile phone, Walky-talky with lead and bluetooth were recovered from him. Thereafter, co-accused Deepak @ Jony, Vishnu, Deepak son of Dharambir were arrested and their disclosure statements were recorded. On 11.01.2021, co-accused Yashpal, Jagbir, Pardeep son of Satbir, Rupesh, Ankit and Ashish were arrested and their disclosure statements were also recorded. During further investigation, it was found that the petitioner is also involved in the case who got conducted rehearsal at the house of Parveen with the help of Walky-talky and he also used the vehicle in the occurrence and he was sitting outside the school for solving the paper of Gram Sachiv through wireless set.*

*Learned counsel further contends that involvement of the petitioner on the basis of repeated disclosure statements by the accused persons would remain debatable.*

*Notice of motion for 13.07.2021.*

*In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 16.04.2021 at 11.00 A.M. and in the event of his arrest, he shall be enlarged on ad interim bail, on his furnishing requisite bail bonds/surety bonds subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as*

*envisaged under Section 438(2) Cr.P.C.*

*Nothing expressed hereinabove shall be construed to be an opinion on the merits of the case. The case shall be decided on merits on the adjourned date.”*

During investigation, it was found that the petitioner is also involved in the case as he got conducted rehearsal at the house of Parveen with the help of walky-talky and also used the vehicle in the occurrence and he was sitting outside the school for solving the paper of Gram Sachiv through wireless set.

Learned counsel for the petitioner submits that the involvement of the petitioner on the basis of repeated disclosure statements by the accused persons would remain debatable and the petitioner has joined the investigation in pursuance of order dated 09.04.2021.

This fact has been admitted by the learned State counsel, on instructions from Inspector Ramesh Kumar. Learned State counsel further submits that the recovery has already been effected from the petitioner and for the destruction of other materials, an offence under Section 201 IPC has been added. Custody of the petitioner is not required for any further investigating of the case.

In view of the statement made by learned State counsel, the interim order dated 09.04.2021 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.

15.09.2021

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**(RAJ MOHAN SINGH)  
JUDGE**

Whether speaking/reasoned      Yes/No

**Whether reportable      Yes/N**