

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

104

CRM-M-21152-2021 (O&M)
Date of decision: 27.05.2021

Ankush Sharma

.....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Ashish Kumar, Advocate for the petitioner.

Ms. Safia Gupta, AAG, Haryana.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of restrictions due to outbreak of pandemic COVID-19.

CRM-15583-2021

Allowed as prayed for.

CRM-M-21152-2021

Petitioner-Ankush Sharma, stated to be aged 37 years, has filed the present petition *inter alia* with a prayer for grant of anticipatory bail in case FIR No.0155 dated 13.04.2021, registered u/s 323, 377, 406, 498-A, 506 IPC at Police Station Sector-5, Panchkula.

Learned counsel for the petitioner based on pleadings in the petition submits that the petitioner is serving at Bangalore in an IT company. He submits that petitioner had got married to the complainant on

02.05.2015. On 14.01.2017, a child was born. Learned counsel further submits that as recent as 12.01.2021, the complainant and the petitioner had been living in the matrimonial home. However, he submits that on 07.02.2021 when the petitioner got a notice from the police station to join investigation, he on 12.02.2021 had actually joined investigation. He then submits that he is ready to join investigation and in case, he is arrested, he is likely to lose his job.

Notice of motion.

On asking of the Court, Ms. Safia Gupta, AAG, Haryana, accepts notice on behalf of respondent-State.

Learned counsel for the petitioner submits that because of COVID situation also, retention of the petitioner behind the bars would be dangerous to his life.

Without commenting upon the merits of the case and without recording any opinion, in the peculiar facts and circumstances of the present case, this Court deems it appropriate to direct the petitioner to join the investigation and appear before the Investigating Officer.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) CrPC.

It is made clear that in case there is any evidence that the

Investigating Agency collects during investigation, and if the same are treated to be so grave that it deserves consideration, the prosecution is free to file an application for cancellation of bail.

Disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

27.05.2021
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No