

202-4

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 40874 of 2018 (O&M)

Decided on: 18.08.2021

Rahul Hooda

....Petitioner

Versus

Central Bureau of Investigation

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. B.S. Rathee, Advocate
for the petitioner.

Mr. Sumeet Goel, Sr. Advocate
with Mr. A.K. Ranolia, Advocate
for the respondent – CBI.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.118 dated 27.02.2016, registered at Police Station Urban Estate, Rohtak, District Rohtak, which was later handed over to CBI and fresh FIR No.RCCHG512016S0014 dated 06.10.2016 registered under Sections 120-B, 148, 149, 186, 188, 307, 353, 395, 427, 436, 452 IPC and 25/54/59 of the Arms Act and 3 and 4 of the Prevention of Damage to Public Property Act, 1984 at Police Station CBI, SCB, Chandigarh.

The operative part of the order dated 17.09.2018, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Learned counsel for the petitioner submits that case of the petitioner is at par with Yogesh Rathi, who has filed CRM-M No.40442 of 2017 pending for 01.10.2018.

Notice of motion for 01.10.2018.

CASE HEARD THROUGH VIDEO CONFERENCING

To be heard along with CRM-M No.40442 of 2017.

Interim order in the same terms as passed in CRM-M No.40442 of 2017....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 17.09.2018, the petitioner has already appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from the Investigating Officer, has not disputed the aforesaid fact.

Considering the fact that the present petition is pending since 2018 and a period of more than 03 years has elapsed and the petitioner has not misused the concession of interim bail, this petition is allowed and the interim bail granted to the petitioner vide order dated 17.09.2018 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

18.08.2021
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Whether speaking/reasoned Yes/No

Whether reportable: Yes/No