

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

208-2

**CRM-M-29162-2021 (O&M)**

**Date of Decision: 16.11.2021**

Jodha Singh

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present: Mr. Mukesh Yadav, Advocate, for the petitioner.

Ms. Sheenu Sura, DAG, Haryana,  
assisted by SI Tipender Singh.

Mr. Sukhmeet Singh, Advocate, for the complainant.

*(proceedings conducted through video conferencing)*

**GURVINDER SINGH GILL, J. (Oral)**

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.211 dated 12.06.2021 at Police Station Kanina, District Mohindergarh, under Sections 109/147/149/295-A/323/452/506 IPC (Section 379 IPC added later on).
2. At the time of issuance of notice of motion, the following order was passed:

“The Court has been convened through video conferencing due to Covid-19 Pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case FIR No.211 dated 12.06.2021, registered for offences under Sections 109, 147, 149, 295-A, 323, 452 and 506 of the Indian Penal Code, 1860 (Section 379 of the Indian Penal Code, 1860

was added later on), at Police Station Kanina, District Mohindergarh.

Counsel for the petitioner contends that neither the petitioner is named in the FIR nor any role has been attributed to him. He submits that the petitioner has been arraigned as an accused on the basis of alleged disclosure statement of his brother – Ganga Singh. He has placed reliance on order dated 15.07.2021 (Annexure P-5), whereby his father has been granted interim protection by this Court. Counsel submits that the petitioner, who has unblemished antecedents, is ready to join the investigation and co-operate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Kuldeep Tiwari, Additional Advocate General, Haryana accepts notice on behalf of respondent-State.

List on 16.11.2021.

To be heard with CRM-M-24372-2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation, the petition is accepted and the interim directions issued by this Court vide order dated 27.07.2021 are hereby made absolute subject to the condition that the

petitioner shall join investigation as and when called upon to do so  
and cooperate with the Investigating Officer and shall also abide  
by the conditions as provided under Section 438 (2) Cr.P.C.

16.11.2021

Vimal

(GURVINDER SINGH GILL)

JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No