

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

**CRM-M-24939-2020**

**Date of Decision: 17.03.2021**

**Rakesh Malik and another**

**...Petitioners**

**Versus**

**State of Haryana**

**...Respondent**

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. Rajesh Lamba, Advocate  
for the petitioners.

Mr. P.P. Chahar, D.A.G., Haryana.

**JAISHREE THAKUR, J. (Oral)**

This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.79 dated 27.02.2020 under Section 420 IPC registered at Police Station Dhaaruhera, District Rewari.

Learned counsel for the petitioners contends that the petitioners have been falsely implicated in the present case and on the direction of this Court, have joined the investigation. It is also contended that the challan has been presented and nothing is to be recovered from them. However, they will be available as and when required by the Investigating Officer.

Learned D.A.G., Haryana, on instructions from ASI Naresh submits that petitioners have joined the investigation and they is not required for the custodial interrogation.

In view of the facts that the petitioners are not required for custodial interrogation and have joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 28.08.2020 granting interim bail to the petitioners is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

17.03.2021  
*ps-I*

(JAISHREE THAKUR)  
JUDGE

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|-----------------------------|-----|----|
| Whether speaking/reasoned : | Yes | No |
| Whether Reportable :        | Yes | No |