

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

CRM-M-26126 of 2020 (O&M)

DECIDED ON: 9th JULY, 2021

Mohit Beniwal

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Anuj Arya, Advocate for petitioner.

Ms. Dimple Jain, AAG Haryana.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

CRM-18077 of 2021

This is an application for amendment of Section 201 IPC added during the investigation in main case.

For the reasons stated in the application, the same is allowed.

Necessary amendment be carried out.

Main case

This petition is filed for grant of anticipatory bail in case of FIR No.77 dated 11.2.2020 under Sections 380/457/506 r/w, 34 IPC (section 201 IPC added later on) registered at Police Station Samalkha, Panipat.

This Court vide order dated 4.9.2020 granted interim bail subject to joining investigation. The order is reproduced below:

"Learned counsel for the petitioner herein would contend that that the petitioner has been falsely implicated in the instant case. In fact, he was not named in the FIR and his

name has been added later on only on the basis of the supplementary statement made by the complainant. It is also contended that co-accused, namely Kuldeep Singh and Pawan, have already been granted concession of interim bail by this Court in Crl. Misc. M 21260 of 2020 on 31.7.2020.

Notice of motion.

Ms. Deepshikha Chauhan, AAG, Haryana, who is present through the medium of Video Conferencing, accepts notice on behalf of the respondent—State and seeks time to file reply.

Adjourned to 25.11.2020.

Meanwhile, the petitioner is directed to join the investigation within a period of one week and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C."

Learned State counsel on instructions from SI Surjit submits that the petitioner has joined investigation and his custodial interrogation is not required.

As no custodial interrogation is needed, the interim bail granted on 4.9.2020 is made absolute.

Disposed of accordingly.

(AVNEESH JHINGAN)
JUDGE

9th JULY, 2021

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<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>