

**IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH.**

202

**CRM-M-33228-2021  
Date of decision: 06.12.2021**

PARVEEN KUMAR

.....PETITIONER

Versus

STATE OF HARYANA

.....RESPONDENT

**CORAM: HON'BLE MR. JUSTICE SANT PARKASH**

Present : Mr. Arun Gupta, Advocate  
for Mr. Pankaj Bali, Advocate  
for the petitioner.

Mr. Amreek Singh Narwal, DAG, Haryana  
for the respondent-State.

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**SANT PARKASH, J. (ORAL)**

Prayer in this petition under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner, in case, FIR No. 524 dated 20.10.2020 registered under Sections 406 and 420 of the Indian Penal Code, 1860 at Police Station Sector 32-33, District Karnal.

While issuing notice of motion on 17.08.2021, Co-ordinate Bench of this Court, granted interim anticipatory bail to the petitioner with direction to join the investigation. Relevant part of order dated 17.08.2021 reads as under :-

“ .....In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 24.08.2021 at 11:00 A.M. and in the event of his arrest, he shall be enlarged on *interim* bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.”

I have heard learned Counsel for the parties and gone through the case file.

Learned Counsel for the petitioner has, while reiterating submissions made on 17.08.2021, submitted that in compliance with order dated 17.08.2021, the petitioner has joined the investigation and he may be granted anticipatory bail as his custodial interrogation is not required in the case.

Learned State Counsel has, on instructions from S.I. Shamsher Singh, acknowledged that in compliance with order dated 17.08.2021 passed by this Court, the petitioner has joined the investigation and that his custodial interrogation in the present case is not required.

In view of the facts and circumstances of the case, particularly the fact that custodial interrogation of the petitioner is not required in the case but without expressing any opinion on the merits of the case, I am of the considered view that the petitioner deserve grant of anticipatory bail.

Therefore, the petition is allowed and order dated 17.08.2021 granting interim bail to the petitioner is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions enumerated in Section 438 (2) of the Cr.P.C., failing which the protection of anticipatory bail order shall not be available to him.

**06.12.2021**  
kavneet singh

**(SANT PARKASH)**  
**JUDGE**

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No