

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

(Sr. No. 205)

**CRM-M No.34288 of 2021**

**Date of decision : 08.11.2021**

**Dalip Kumar**

.....Petitioner

*Versus*

**State of Haryana**

.....Respondent

**CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present : Mr. Arpandeeep Narula, Advocate for the petitioner.

Mr. Rahul Mohan, DAG, Haryana.

Mr. P. S. Jammu, Advocate for the complainant.

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**DEEPAK SIBAL, J. (Oral)**

The matter has been taken up through video conferencing.

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.280 dated 12.07.2021 registered under Sections 457 and 380 IPC at Police Station Sadar Sirsa, district Sirsa.

Briefly stated, the case of the prosecution is that the petitioner, after committing theft of Rs.1,25,000/- from the complainant's house, eloped with daughter of one Badal Singh.

On 23.08.2021 this Court had passed the following order : -

*“Case taken up through Video Conferencing.*

*Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case by the complainant in conspiracy with his father-in-law – Badal Singh for the reasons that the petitioner*

*and Badal Singh's daughter got married against the wishes of Badal Singh; the petitioner has no criminal antecedents; the petitioner and his wife had filed a petition before this Court being CRWP-6740-2021 – Rimpay Kaur and another vs. State of Haryana and others through which they had sought protection of their life and liberty and in such petition they had specifically averred that father of the petitioner's wife and the complainant were both hand in glove in issuing threats to the petitioner and his wife; to show his bona fide, the petitioner is ready to deposit Rs.1,25,000/- before the Trial Court and that the petitioner is also ready and willing to join investigation as and when called by the investigating agency.*

*Notice of motion.*

*Mr.Rahul Mohan, Deputy Advocate General, Haryana, accepts notice on behalf of the respondent-State and Mr.P.S. Jammu, Advocate puts in appearance on behalf of the complainant.*

*For arguments, adjourned to 08.11.2021.*

*In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.280, dated 12.07.2021, registered under Sections 457, 380 IPC at Police Station Sadar Sirsa, District Sirsa, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”*

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; cooperated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above, the interim order of this Court dated

23.08.2021 granting ad interim anticipatory bail to the petitioner is made absolute.

It is further directed that as per the undertaking given by the petitioner he shall furnish security with the Trial Court for Rs.1,25,000/- which shall abide by the final order to be passed in the petitioner's trial.

**08.11.2021**

*sunil yadav*

**( DEEPAK SIBAL )  
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No