

In virtual Court

CRM-M-29470-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-29470-2020 (O&M)
Date of decision: 14.01.2021

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... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. M.K. Garg, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.208 dated 14.07.2020 under Sections 379-A, 34 IPC (Section 379-A IPC was deleted and Section 395 IPC was added later on), registered at Police Station Sector-56, District Gurugram.

While granting interim bail to the petitioner, following order was passed by this Court on 24.09.2020: -

“...Learned counsel for the petitioner submits that the petitioner has not been named in the FIR. It is submitted that two accused namely Akash and Prince already stand arrested. The petitioner has been named in a statement given by Akash. Counsel further

submits that initially the FIR was registered under Section 379-A IPC, however the same was deleted and Section 395 IPC was added.

Notice of motion.

On asking of the Court, Mr. Rajiv Goel, DAG, Haryana, accepts notice on behalf of the respondent-State.

On instructions from police official, learned State counsel does not dispute the factual position but opposes the bail.

Counsel for the petitioner submits that the petitioner is ready to join the investigation. He submits that because of COVID situation also, retention of the petitioner in jail would be dangerous to his life.

Adjourned to 14.01.2021.

Without commenting upon merits of the case and in view of the peculiar facts and circumstances of the present case and also keeping in view the present COVID situation, this Court deems it appropriate to direct the petitioner to appear before the Investigating Officer to join investigation...”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from ASI Satish Kumar, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

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In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 24.09.2020 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

14.01.2021

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**[ARVIND SINGH SANGWAN]
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No