

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 205

CRM-M-40153-2021
Date of decision : 15.12.2021

Tajveer @ Jeeta

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Dinesh Maurya, Advocate, for the petitioner.

Mr.Rahul Mohan, DAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.148 dated 28.06.2021 registered under Sections 148, 149, 323, 324, 341, 452, 506 IPC (Section 326 IPC and Section 25 of the Arms Act, 1959 added later on) at Police Station City Ratia, District Fatehabad.

On 27.09.2021 this Court had passed the following order: -

“Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in this case; he is not involved in any other criminal case; he has been arrayed as an accused in this case on the alleged disclosure statement of a co-accused made in police custody which has no evidentiary value; in any case, the complainant has compromised the matter and that the petitioner is ready and willing to join the investigation as and when called by the investigating agency.

Notice of motion.

Mr.Rahul Mohan, DAG, Haryana, accepts notice on behalf of the respondent and prays for time to argue the matter.

Adjourned to 15.12.2021.

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.148 dated 28.06.2021, registered under Sections 148, 149, 323, 324, 341, 452 and 506 IPC (Section 326 IPC and Section 25 of the Arms Act, 1959 added later on), at Police Station City Ratia District Fatehabad, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined investigation; has cooperated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above and the statement made by learned State counsel that the petitioner's custodial interrogation is not required, the order of this Court dated 27.09.2021, granting ad interim anticipatory bail to the petitioner is made absolute.

15.12.2021
shamsher

[DEEPAK SIBAL]
JUDGE

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