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

CRM-M-40727-2020

Date of decision-23.03.2021

NARENDER SINGH

...Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Rajiv Kumar Saini, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, A.A.G., Haryana.

Mr. Bhisham Kumar Majoka, Advocate for the complainant

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No. 174 dated 11.10.2020 under Sections 498A, 323, 406, 506 & 34 Indian Penal Code, 1860 registered at Police Station Women Ballabgarh, District Faridabad. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 16.12.2020, whereby while issuing notice of motion to respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“CRM-30631-2020***This is an application for impleading complainant wife as respondent No.2 in the main petition.******Learned counsel for applicant-petitioner has invited the attention of the Court to the order dated 07.12.2020. He submits that in compliance of the said order, the complainant wife be impleaded as respondent No.2.***

Notice of the application to respondent-State.

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

Heard. For the reasons mentioned in the application, the same is allowed. Mukesh Bala is impleaded as respondent No.2. Amended memo of parties, annexed with the application, is taken on record.

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Notice of motion for 23.03.2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by HC Rajesh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 16.12.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

23.03.2021

Vipin kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No