

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

204a

CRM-M-43393-2020

Date of decision : 23.11.2021.

Raovarinder Nath @ Rohit

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Sachin Gupta Ladwa, Advocate for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner has filed the present petition under Section 438 of the Code of Criminal Procedure, 1973 (for short 'the Cr.P.C.') for grant of anticipatory bail in case FIR No.151 dated 11.09.2020 registered under Sections 269, 270, 420, 308, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 and Section 61 of the Punjab Excise Act, 1914 at Police Station Radaur, District Yamunanagar.

Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the case. The petitioner was not named in the FIR. The petitioner was neither present on the spot nor any recovery was made from him. The petitioner has been implicated on the basis of disclosure statement made by co-accused Pardeep Kumar. The petitioner has previous enmity with co-accused Pardeep Kumar. Vide order dated 10.11.2020 co-accused Amit has already been granted interim anticipatory bail by the Co-ordinate Bench of this Court. The petitioner is ready to join the investigation and his custodial interrogation is not required in the case as the recovery has already been made in the case.

This Court, by order dated 22.12.2020 had directed the petitioner to appear before the Investigating Officer and join investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Sandeep Kumar, states that although the petitioner has joined investigation but he is not disclosing the name of others who are involved with him.

In view of the above and the petitioner having joined investigation, co-accused has been granted anticipatory bail, the Covid-19 Pandemic, the order dated 22.12.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 23, 2021

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