

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

205

**CRM-M-38194-2019
Decided on : 07.12.2021**

Naval Kishore @ Kalu

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Ram Bilas Gupta, Advocate
for the petitioner(s).

Ms. Gaganpreet Kaur, AAG, Haryana
assisted by ASI Sunder Singh.

MANJARI NEHRU KAUL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner, in case FIR No. 62, dated 09.02.2019, lodged under Sections 313, 376 & 120-B of IPC, registered at Police Station Adarsh Nagar, District Faridabad.

Learned counsel for the petitioner submits that in compliance of order dated 06th November, 2019, the petitioner has joined investigation and cooperated with the investigation agency.

Learned State counsel on instructions from ASI Sunder Singh, does not dispute the factum of the petitioner having joined investigation. It has been submitted that there was no medical evidence on record qua the alleged pregnancy of the prosecutrix as well and still further learned State counsel on instructions further conceded that no material had come to the notice of the investigating agency with respect to the prosecutrix having been administered some substance by the petitioner as a result of which her

pregnancy was aborted.

Learned State counsel, on instructions, has further submitted that the petitioner is no longer required for further investigation, much less, custodial interrogation.

In view of the above, the petition is allowed and interim order dated 06th November, 2019, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)
JUDGE

December 07, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*