

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(213)

CRM-M-336-2022

Date of Decision: 19.07.2022

Sandeep

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. Gaurav Gupta, Advocate for the petitioner.

Mr. Neeraj Poswal, A.A.G., Haryana.

Mr. Sanchit Punia, Advocate for the complainant.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioner in FIR No.872 dated 30.9.2021 registered under Sections 323, 354-A, 354-B IPC, section 3 of SC/ST Act and Section 8 of POCSO Act at Police Station, Sadar Hisar, District Hisar.

By virtue of the order dated 27.4.2022 while granting interim protection, the petitioner was directed to join investigation.

It has been contended by learned counsel for the petitioner that in pursuance to the order dated 27.4.2022, the petitioner has joined the investigation and fully cooperated and thus, the interim order may kindly be made absolute.

Learned State counsel has submitted that petitioner has joined investigation. It has been submitted that inadvertently it was submitted that Section 3 of SC/ST Act has been deleted, however, as per the factual position FIR remained for the offences under sections 323 and 506 IPC which was reinvestigated by another D.S.P and thereafter the offences under which the petitioner is being prosecuted are sections 323, 506, 34 IPC

and Section 3 of the SC/ST Act and rest of the offences were deleted.

Learned counsel for the complainant has, however, opposed the submissions made by counsel for petitioner.

In view of the above, the order dated 27.4.2022 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

19.07.2022

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