

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

218

CRM-M-860 of 2022 (O&M)

Date of decision :21.09.2022

Vivek

.....Petitioner

VERSUS

State of Haryana

.....Respondent

CORAM: HON'BLE MR JUSTICE SUVIR SEHGAL

Present:- Mr. S.S.Kaushik, Advocate, for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

SUVIR SEHGAL, J. (Oral)

CRM-1980-2022

Application is allowed as prayed for.

Affidavit of the petitioner along with document Annexure P-4 is
taken on record, subject to all just exceptions.

CRM-M-860 of 2022

While granting interim protection to the petitioner, on 21.01.2022,
this Court passed the following order:-

“Heard through video conferencing.

*Instant petition has been filed under Section 438 Cr.P.C
seeking grant of anticipatory bail to the petitioner in case FIR No.435
dated 24.12.2021 registered under Sections 376(2)(n), 506, 34 of Indian
Penal Code, 1860 at Police Station Uchana, District Jind (Annexure P-1)*

*Status report by way of an affidavit dated 20.01.2022 of
Assistant Superintendent of Police, Narwana has been filed on behalf of
the respondent-State, which is taken on record.*

*By referring to the allegations levelled in the FIR, counsel
for the petitioner submits that the petitioner and the complainant were in
relationship since 2017, which was consensus (Sic consensual). On the
basis of the audio recording, Annexure P-3, counsel submits that the
complainant had demanded Rs.20.00 lacs from the petitioner and had
threatened that in case the amount is not paid, she will lodge the criminal
case against him.*

He submits that the petitioner is ready to join the investigation and cooperate with the investigating agency.

List on 20.04.2022.

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

Status report by way of an affidavit of DSP, Jind-Uchana, District, Jind, has been filed on behalf of respondent-State, wherein, it has been *inter alia* submitted that during investigation it has been found that the petitioner and the complainant were in a relationship since 2017. Status report is taken on record.

Upon instructions from ASI Poonam, learned State counsel submits that petitioner has joined the investigation and he is no longer required for custodial interrogation.

In view of the above, without commenting upon the allegations levelled in the petition, present petition is allowed and order dated 21.01.2022 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

21.09.2022

anil

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>