

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(211)

CRM-M-2325-2022

Date of Decision: 23.08.2022

Rajender Prasad @ Rajesh

--Petitioner

Versus

State of Haryana

--Respondent

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

Present:- Mr. Sushil Bhardwaj, Advocate for the petitioner.

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

Mr. R.S. Hooda, 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.0007 dated 3.1.2022 registered under Sections 376(2)(N) and 506 IPC and sections 3(1)(w)(ii) of SC/ST Act (added later on) at Police Station, City Sohana, district Gurugram.

By virtue of the order dated 6.4.2022 while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner submits that in pursuance to the order dated 6.4.2022 petitioner has joined investigation and has fully cooperated with the same.

Learned State counsel has endorsed the same and submitted that petitioner is no more required for further investigation. He further submits that a cancellation report has been prepared in this case which is pending approval of senior officers.

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

In view of the statement made by learned State counsel that a cancellation report has been prepared, which is likely to be presented before the court of competent jurisdiction, the order dated 6.4.2022 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C and the petition stands allowed. Complainant is at liberty to avail the remedies available in accordance with law before the court of competent jurisdiction.

(RAJESH BHARDWAJ)
JUDGE

23.08.2022

lucky

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