

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

**210**

**CRM-M-3102-2022**

**Date of Decision:12.09.2022**

**SONU**

**...PETITIONER**

**VERSUS**

**STATE OF HARYANA**

**...RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL**

Present: Mr. M.K. Garg, Advocate for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

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**SUVIR SEHGAL, J.(ORAL)**

On 23.03.2022, this Court passed the following order:-

*“Instant petition has been filed under Section 438 Cr.P.C seeking grant of anticipatory bail to the petitioner in case FIR No.122 dated 10.05.2021 registered under Sections 109, 116, 120-B, 344, 370, 370-A, 376, 376(2)(n), 376(2)(f), 384, 506 of Indian Penal Code, 1860 and Sections 3, 4, 5, 6 of Immoral Traffic (Prevention) Act, 1956 at Police Station Uchana, District Jind (Annexure P-1).*

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

*Counsel for the petitioner submits that there is no allegation of sexual assault against the petitioner and he has been arraigned as an accused on the basis of confessional statement of co-accused, which has been recorded in police custody. It is his argument that such a statement is not admissible in evidence. He has also made a reference to the testimony of the prosecutrix, who has now been examined by the Trial Court.*

*List on 12.09.2022.*

*Meanwhile, the petitioner shall join the investigation and would come present as and when called by the Investigating Officer 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.”*

Upon instructions from ASI Rajesh, State counsel submits that the 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 23.03.2022 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.

12.09.2022  
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(SUVIR SEHGAL)  
JUDGE

|                           |        |
|---------------------------|--------|
| Whether Speaking/Reasoned | Yes/No |
| Whether Reportable        | Yes/No |