

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

216

CRM-M-4112 of 2022
Date of decision:19.07.2022

Vishal Kumar

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Ms. Sheena Khanna, Advocate for
Mr. Harinder Pal Singh Ishar, Advocate
for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

SUVIR SEHGAL, J. (Oral)

On 04.03.2022, this Court passed the following order:-

“Heard through video conferencing.

Instant petition has been filed under Section 438 of Code of Criminal Procedure, 1973, seeking grant of anticipatory bail in case FIR No.202 dated 19.11.2021, registered under Sections 354/354-A/354-D/506 of IPC, 1860, and Section 67-A of the Information Technology (Amendment) Act, 2008, at Police Station City-2 Mansa, District Mansa, Annexure P-1.

Counsel for the petitioner submits that petitioner is brother of of prosecutrix's friend and they are known to each other. He urges that the FIR had been registered due to some misunderstanding between them, which has been removed and

a panchayati compromise dated 16.11.2021, Annexure P-2, which is supported by the affidavit dated 24.11.2021 of the prosecutrix, Annexure P-3, has been entered into between them.

Vide order dated 01.02.2022, this Court issued notice to the respondent-State and directed it to verify the compromise as well as the affidavit.

A fresh status report by way of an affidavit dated 03.03.2022 has been filed by Deputy Superintendent of Police, Sub Division Mansa, wherein it has been submitted that the statement of the prosecutrix has been recorded and she has admitted the factum of compromise.

List on 19.07.2022.

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

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

In view of the above facts, but without commenting on the merits of the case, the present petition is allowed and the order dated 04.03.2022 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.

July 19, 2022
savita

(SUVIR SEHGAL)
JUDGE

<i>Whether Speaking/Reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>