

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3945-2022 (O&M)
Date of Decision: 25.05.2022

GAURAV ... PETITIONER
V/S
STATE OF HARYANA ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Sandeep Lather, Advocate for the petitioner.
Mr. Vikas Bhardwaj, AAG Haryana.

* * * *

VIVEK PURI, J. (ORAL)

On 21.02.2022 following order was passed:

“CRM-5274-2022

The applicant seeks to placed on record the copy of the statement of PW2 as Annexure P-5.

CRM application is disposed of and Annexure P-5 is taken on record.

Registry to tag the same at the appropriate place.

Main case

Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No. 70 dated 08.06.2021, registered under Sections 323/342/354-B/363/366-A/376/506/511 IPC, 1860 and Sections 10/18/6 of Protection of Children from Sexual Offence Act, 2012 (Sections 10/6 of the Act deleted and Sections 4/8 of the Protection of Children from Sexual Offence Act, 2012 added later on), at Women Police Station Jind, District Jind.

Learned counsel for the petitioner contends that though the petitioner has been named by the victim in her statement recorded during the investigation as well as in the Court but on the basis of mobile locations he was found innocent. The petitioner has been summoned on the application under Section 319 Cr.P.C. The case is stated to be fixed in the trial Court for 22.02.2022.

Notice of motion.

Mr. Zorawar Singh Chauhan, DAG, Haryana accepts notice on behalf of the respondent-State.

Adjourned to 19.05.2022.

Meanwhile, it is directed that the petitioner shall surrender before the learned trial Court within a period of 07 days from today and on his doing so he shall be admitted on interim bail to the satisfaction of the trial Court.

This order is further subject to the condition that the petitioner shall comply with the provisions of Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of interim directions, the petitioner has surrendered in the trial Court on 24.02.2022 and has been admitted on interim bail. Copy of the order dated 24.02.2022 has been placed on record.

On instructions from ASI Reena, learned State counsel has not assailed the aforesaid factual aspect and states that the petitioner has surrendered before the trial Court.

In view of the aforesaid submissions, the order dated 21.02.2022 granting interim bail to the petitioner is made absolute. However, the petitioner shall furnish fresh bail bonds in the trial Court within a period of one week from today.

The petition stands allowed.

25.05.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No