

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

CRM-M-3960-2022

Date of decision : 29.03.2022

Roop Singh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Kuldeep Singh Siwach, Advocate for the petitioner.
Mr. Bhupender Singh, DAG, Haryana.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.501 dated 09.10.2021 under Sections 147, 148, 149 and 452 Indian Penal Code, 1860 registered at Police Station City Fatehabad, District Fatehabad, who apprehends his arrest at the hands of Police.

On 01.02.2022, this Court had passed the following order:-

“Case heard by way of video conferencing.

By this petition, the petitioner seeks the concession of anticipatory bail, upon FIR no.501, dated 09.10.2021, having been registered at Police Station City Fatehabad, District Fatehabad, alleging therein the commission of an offence punishable under Sections 147, 148, 149, 452 of the IPC.

*Learned counsel for the petitioner submits that though the petitioner was found to have been involved in another criminal matter of serious nature and was convicted for the commission of an offence punishable under Section 302 of the IPC, however, as regards the occurrence in question, he was not even seen in the CCTV footage provided by the college and further, two co-accused of his have already been admitted to bail, with similar allegations against them as regards the FIR in question.
Notice of motion.*

Mr. Neeraj Poswal, learned AAG, Haryana, accepts notice at the asking of the Court on behalf of respondent-State and submits that the petitioner having been convicted for the commission of a most serious offence, he in any case does not deserve the concession of bail even in the present case.
Adjourned to 29.03.2022.
Having considered the matter as regards the present case, with his role not shown to be any different to the other accused who have been admitted to bail by this court, presently he is directed to join investigation within one week and upon his so joining, in case he is sought to be arrested, he would be released on interim bail, on his furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/Ilaqa Magistrate. He shall also comply with the conditions stipulated in Section 438(2) of the Cr.P.C.
If the arresting officer does not join the petitioner in investigation, he would appear before the learned Ilaqa Magistrate immediately, who would then summon the arresting officer and direct him to join him in investigation, in terms of the order of this court.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by SI Risal Singh states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 01.02.2022 is made absolute.

(MANOJ BAJAJ)
JUDGE

29.03.2022

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

