

Surender alias Sunder

.....Petitioner

vs.

State of Haryana and another

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Ms.Himani, Advocate for
Mr. Chandan Singh Rana, Advocate
for the petitioner.

Mr.Amit Aggarwal, DAG, Haryana.

None for respondent no.2.

AMOL RATTAN SINGH, J. (Oral)

By this petition, the petitioner seeks the concession of 'anticipatory bail' under the provisions of Section 438 Cr.P.C., upon FIR No.214, dated 13.05.2019, having been registered at Police Station Bilaspur, District Gurugram, alleging therein the commission of offences punishable under the provisions of Sections 306/506/34 of the IPC.

Pursuant to the order dated July 14, 2022, an affidavit dated 27.07.2022 has been filed in court today by the learned State counsel, executed by the ACP, Pataudi, Gurugram, which is ordered to be taken on record.

Though the direction was to the DCP, Manesar, to do the needful, however, since the aforesaid affidavit contains the information asked for, nothing further is required to be said on that issue.

As per the said affidavit a cancellation report dated 29.04.2022 has been submitted to the court of the JMIC, Pataudi, on 22.07.2022; and with an order passed by that court, on the same date, also having been annexed with the affidavit, recording to the effect that the complainant appeared before that

court and made a statement that she was not able to decide whether she wants to file a protest petition or not, and with the matter therefore adjourned to 01.08.2022, for recording the statement of the complainant.

Thus, with a cancellation report having been filed by the police itself, obviously the custodial interrogation of the petitioner is not required and consequently, this petition is disposed of as having been rendered infructuous.

However, it is made absolutely clear that no observation made in any order passed in this petition shall be taken to be one on the merits of the case, with the proceedings before the learned JMIC to obviously to be taken to their logical conclusion as per law.

July 29, 2022

dharamvir//

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES
Whether Reportable : NO