

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

210

CRM-M-8604-2022

Date of Decision:04.08.2022

ANIL KUMAR

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Vinod Kumar, Advocate for the petitioner.

Mr. A.S. Gill, Sr. DAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

On 02.03.2022, 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.109 dated 30.11.2021, registered under Sections 363/366-A of IPC, 1860, at Police Station Talwara, District Hoshiarpur.

Counsel for the petitioner contends that though the petitioner is accused of having enticed the minor daughter of the complainant, but after her recovery, she has made a statement under Section 164 of Cr.P.C., wherein she has stated that she had gone to a friend's house at Chamba and the petitioner did not allure her.

Notice of motion.

On asking of the Court, Mr. Prabhjot Singh Walia, AAG, Punjab, accepts notice on behalf of the respondent-State.

List on 04.08.2022.

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 Ranveer Singh, State counsel submits that the victim has declined to undergo medical examination. Upon further instructions, he submits that the petitioner has joined the investigation, *challan* has been presented and he is no longer required for custodial interrogation.

In view of the above facts, present petition is allowed and the order dated 02.03.2022 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.

04.08.2022
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No