

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

215

CRM-M-11379 of 2022
Date of decision:22.08.2022

Gaurav Kalonia

... Petitioner

Vs.

The State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Abnash Singh, Advocate
for the petitioner.

Ms. Kanika Sachdeva, AAG, Punjab.

Mr. Ankur Jain, Advocate
for the complainant.

SUVIR SEHGAL, J. (Oral)

On 17.03.2022, this Court passed the following order:-

“Instant petition has been filed under Section 438 of Code of Criminal Procedure, 1973, seeking grant of anticipatory bail in case FIR No.268 dated 16.11.2021, registered under Sections 323/354/355/506 and 34 of IPC, 1860, at Police Station Sadar Kharar, District SAS Nagar.

Counsel for the petitioner submits that there is a property dispute amongst the parties and a settlement was arrived at between them on 26.09.2020, Annexure P-2, but the

complainant violated the settlement agreement. He submits that the petitioner is alleged to have physically assaulted the complainant and her son besides molesting her, which allegations are absolutely false. He has placed reliance upon orders dated 22.12.2021 and 23.12.2021, Annexures P-12 and P-13 respectively, whereby co-accused, Rajinder Singh and Madhu Rani, have been granted interim anticipatory bail by this Court.

Notice of motion.

On asking of the Court, Mr. A.S. Gill, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State. He has instructions to submit that both the co-accused have joined the investigation. He is assisted by Mr. Ankur Jain, Advocate for the complainant.

List on 22.08.2022.

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 Gurdeep Singh, State counsel submits that 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, present petition is allowed and order dated 17.03.2022 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

August 22, 2022
savita

(SUVIR SEHGAL)
JUDGE

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