

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

(Sr. No. 201)

CRM-M No.12648 of 2022

Date of decision : 29.08.2022

Suresh Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Vivek K. Thakur, Advocate for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 476 dated 24.11.2021 registered under Sections 323, 34, 354-A, 406, 498-A and 506 IPC at Police Station Civil Lines, Sirsa, district Sirsa.

On 28.03.2022, this Court had passed the following order : -

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in the case on account of a matrimonial discord between the petitioner and the complainant; the petitioner has no other criminal antecedents; in fact, it is the petitioner who has been duped by the complainant and her family members of an amount of Rs.4,40,000/as also other items; a complaint in this regard has been filed by the petitioner before the police which remains pending; the complainant failed to consummate the marriage on the pretext that she is under some spell showing that she had got married only to extract money from the petitioner; the petitioner is a respectable citizen and an Advocate by profession; there is no medical evidence to back the

allegations of the petitioner having given beatings to the complainant; the other allegations against the petitioner are absolutely vague and unsubstantiated and that the petitioner is also ready and willing to join and cooperate with the investigation as and when called by the investigating agency.

Notice of motion.

Mr.Sumit Jain, Additional Advocate General, Haryana, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 29.08.2022.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.476, dated 24.11.2021, registered under Sections 323, 34, 354-A, 406, 498-A, 506 IPC at Police Station Civil Lines Sirsa, District Sirsa, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer."

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and cooperated with the investigation and that his custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner in the afore-quoted order and the statement made on behalf of the State, the interim order of this Court dated 28.03.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

29.08.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No