

215 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14558-2022
Date of Decision: 12.09.2022

SANDEEP KUMAR ... PETITIONER
V/S
STATE OF HARYANA ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Abhimanyu Singh, Advocate for the petitioner.
Mr. Zorawar Singh Chauhan, DAG Haryana.
Mr. Rajesh K. Dhankhar, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

On 01.06.2022 following order was passed:

“ Petitioner is seeking anticipatory bail in case bearing FIR No. 223 dated 04.12.2021 under Sections 328/323/498-A/506/34 IPC, registered at Police Station Loharu, District Bhiwani.

Briefly, the FIR has been registered on the allegations that the petitioner along with his sister and mother forcibly administered poisonous substance with an intention to kill the complainant i.e. his wife.

Learned counsel for the petitioner contends that the petitioner is employed in BSF and posted in Rajasthan. The complainant in fact wanted to accompany the petitioner to his place of posting and never wanted to reside in the house of her in-laws. She had enacted a false and concocted story with regard to administration of poisonous substance. In fact, she was never administered anything and herself applied some insecticidal or pesticidal powder on her face which could give the smell of some toxic substance. Even the report of FSL, when received, will support the contention as putforth.

Learned State counsel has asserted that the complainant remained hospitalized for a period of 3 days but the report of chemical examiner has not yet been received.

Adjourned to 12.09.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for 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.”

has joined the investigation in pursuance of the interim directions issued by this Court.

Learned State counsel has submitted that the petitioner has joined the investigation and his custodial interrogation is not required.

Learned counsel for the complainant has not disputed the aforesaid factual aspect of the case.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 01.06.2022 is made absolute.

The petition stands allowed.

12.09.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No