

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

CRM-M-25675-2021

Date of decision : 01.02.2022

Rajender Sirohi

..... Petitioner

versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Rahul Makkar, Advocate
for the petitioner.

Mr. B.S. Virk, D.A.G., Haryana.

Mr. D.S. Matya, Advocate
for respondent No.2-complainant.

RAJESH BHARDWAJ, J. (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.88 dated 23.05.2021, under Sections 323, 354-A, 377, 498-A, 406, 506 read with Section 34 of Indian Penal Code, 1860, registered at Police Station Women, Sonapat, District Sonapat.

Vide order dated 07.07.2021 while granting interim protection, the petitioner was directed to join investigation.

It has been submitted by learned counsel for the petitioner that in pursuance to order dated 07.07.2021, petitioner has joined the investigation and appeared before the Mediation Centre as well. However, the same remained unsuccessful. He further submits that interim bail of the petitioner may be made absolute.

Learned counsel for respondent No.2-complainant however, opposes the submissions made by learned counsel for the petitioner. It has been submitted that the complainant is no more and the mediation remained unsuccessful because of the adamant attitude of the petitioner.

Learned State counsel, on instructions, affirmed the submissions made by learned counsel for the petitioner that petitioner has joined the investigation and he is not required for further investigation.

After hearing learned counsel for the parties, this Court is of the view that as the mediation remained unsuccessful, the matter is to be decided on merits and the investigation is to be completed.

In view of the above, interim order dated 07.07.2021 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

(**RAJESH BHARDWAJ**)
JUDGE

01.02.2022
m.sharma

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No