

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 204

CRM-M-23769-2022

Date of decision : 07.09.2022

Sant Ram

..... Petitioner

VERSUS

The State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Gaurav Dutta, Advocate, for the petitioner.

Ms.Sheenu Sura, DAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.179 dated 26.04.2022 registered under Sections 323, 354-B, 506, 509 and 34 IPC (Section 354 IPC added later on) at Police Station Babain, Kurukshetra.

On 27.05.2022 this Court had passed the following order: -

“Learned counsel for the petitioner inter-alia contends that the petitioner, who is a 79 year old man, with no criminal antecedents, has been falsely implicated in this case due to civil litigation pending between the father-in-law of the complainant and the petitioner in which litigation the complainant side has failed to procure an interim order; the allegations against the petitioner are only that he instigated the co-accused to beat up the complaint and her mother-in-law which does not require the petitioner's custodial interrogation and that in any case he is also ready and willing to join and cooperate with the investigation.

Notice of motion.

Mr. Sumit Jain, Addl. A.G., Haryana, accepts notice on behalf of the respondent-State and prays for time to argue the matter.

Adjourned to 07.09.2022.

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.179, dated 26.04.2022, registered under Sections 323, 354-B, 506, 509, 34 IPC (Section 354 IPC added later on) at Police Station Babain, District Kurukshetra, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined and cooperated with the investigation and that his custodial interrogation is not required by the State.

After considering the above submissions made on behalf of the petitioner as recorded in the afore quoted order and the afore-referred statement made by learned State counsel, the order of this Court dated 27.05.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

07.09.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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