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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.24319 of 2022 (O&M)
Decided on: 13.12.2022

Sudeep Fogaat

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Aman Pal, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.556 dated 13.09.2021 registered under Sections 66-D, 120-B, 201, 419, 420 IPC at Police Station Bhiwani Sadar, District Bhiwani.

The operative part of the order dated 30.05.2022, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Mr. Aman Pal, learned counsel for the petitioner submits that the petitioner had earlier filed a petition before the court of learned Addl. Sessions Judge, Bhiwani for grant of anticipatory bail. Vide order dated 07.04.2022, the petitioner was granted interim anticipatory bail with a direction to join investigation. However, his petition was dismissed on the ground that though he had joined investigation but he did not cooperate with the investigating agency. He submits that the petitioner is ready and willing to cooperate with the

investigating agency. The petitioner also undertakes to answer all the questions accurately and truthfully even in writing, if so required.

Notice of motion for 24.08.2022....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 30.05.2022, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the petitioner has further submitted that while the anticipatory bail of the petitioner was dismissed, on same day, the Additional Sessions Judge has granted anticipatory bail to the similarly situated 08 co-accused of the petitioner namely Udham Singh, Manjeet, Kuldeep, Manoj Kumar, Raj Singh Tewatia, Vinesh, Sachin and Jitender.

Counsel for the State, on instructions from SI Krishan Kumar, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 30.05.2022 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

13.12.2022

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No