

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

201

**CRM-M-26139-2022
Date of decision: 28.07.2022**

AMARJEET KAUR

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Sukhraj Singh Brar, Advocate
for the petitioner.

Mr. Ashish Yadav, Additional A.G. Haryana.

Mr. Jagjit Singh, Advocate
for the complainant.

VINOD S. BHARDWAJ, J. (Oral)

The petitioner has filed the instant petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case bearing FIR No. 0026 dated 19.02.2022 registered under Sections 147, 148, 149, 307 and 120-B of the Indian Penal Code, 1860 and Section 25 and 27 of the Arms Act, 1959 at Police Station Baragudha, District Sirsa.

Learned counsel for the petitioner *inter alia* contends that pursuant to the order dated 09.06.2022 passed by this Court, the petitioner has joined investigation and is no longer required for investigation of the case.

Learned State counsel on instruction from ASI Jaspal

Singh corroborates the said averment and submits that the custodial interrogation of the petitioner is not required for the purpose of investigation.

Learned counsel appearing on behalf of the complainant contends that even though the petitioner may have joined investigation, however, there is specific evidence to link the petitioner with the other co-accused.

Heard learned counsel for the parties.

The aforesaid submission is untenable at the instant stage since the matter relates to custodial interrogation of an accused, the Investigation Agency is not seeking custodial interrogation.

Since the petitioner has joined the investigation and his custodial interrogation is not required, the present petition is allowed and the interim order dated 09.06.2022 is made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438 (2) Cr.P.C.

(VINOD S. BHARDWAJ)
JUDGE

JULY 28, 2022
Vishal sharma

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