

CRM-M-31718-2021

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

(204)

CRM-M-31718-2021.  
Date of Decision:-28.02.2022.

Manoj Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

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Present: Mr. Keshav Pratap Singh, Advocate for the petitioner.

Mr. B.S. Virk, DAG, Haryana.

Mr. Sahil Gupta, Advocate for the complainant.

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**RAJESH BHARDWAJ, J. (Oral)**

Prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.102 dated 26.04.2021, under Sections 376 (2) N, 377, 506 of Indian Penal Code, registered at Police Station Civil Lines, Bhiwani, District Bhiwani.

Vide order dated 09.08.2021 while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner submits that in pursuance to order dated 09.08.2021, petitioner has joined the investigation.

Learned State counsel on instructions from ASI Jaswant Singh has affirmed the fact that petitioner has joined the investigation.

Learned counsel for the complainant has opposed the

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submissions made by the learned counsel for the petitioner. It has been submitted that the petitioner has entered into physical relationship with the prosecutirx on the basis of misconception of facts.

After hearing the learned counsel for the parties, this Court finds that the allegations and counter-allegations can be evaluated only after a thorough and fair investigation. However, this Court is seized of the matter pertaining to the limited plea of anticipatory bail. The parameters for the consideration of the same are like the gravity of the offence, chances of accused fleeing from the justice and the probability of tempering with the evidence. At this stage, the Court finds that interim order dated 09.08.2021 deserves to be confirmed.

In view of the above, interim order dated 09.08.2021 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

**(RAJESH BHARDWAJ)**  
**JUDGE**

**February 28, 2022.**

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Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No