

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-33267 of 2021 (O&M)
Date of decision:03.08.2022

Navneet Kumar

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Ms. Poonam Singh Thakur, Advocate for
Mr. L.M.Gulati, Advocate
for the petitioner.

Ms. Deepshikha Chauhan, AAG, Haryana.

Mr. Arvinder Arora, Advocate
for the complainant.

SUVIR SEHGAL, J. (Oral)

CRM No.26178 of 2021

For the reasons given in the application, it is allowed.

Applicant-petitioner is permitted to add offence under Section 67-A of Information Technology Act, 2000 at the appropriate places in the petition.

CRM-M-33267 of 2021

Instant petition has been filed under Section 438 Cr.P.C., seeking grant of anticipatory bail to the petitioner in case FIR No.14 dated 27.06.2021 registered under Sections 313, 323, 506, 201 of Indian Penal Code, 1860, Section 6 of Protection of Children from Sexual Offences Act, 2012 and Section 67-A of Information Technology Act, 2000 (which has

been ordered to be added today) at Women Police Station Naraingarh, District Ambala.

On 18.11.2021, this Court passed the following order:-

“Learned State counsel on instructions from Insp. Bimla Devi has apprised the Court that despite a notice having been given to the prosecutrix under Section 41(A) Cr.PC to submit the alleged incriminating material i.e. obscene photographs and video, which are the subject matter of the present case, the prosecutrix had not appeared before the investigating officer concerned. She has also submitted that the prosecutrix has even failed to present any evidence to the investigating agency with respect to her alleged pregnancy much less its termination.

Adjourned to 08.03.2022.

Meanwhile, the petitioner is directed to join the investigation and appear before the investigating agency as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.PC.”

State counsel has placed on record instructions dated 03.08.2022 received by her in vernacular from Police Station Women, Naraingarh and has submitted that the petitioner has joined investigation

and is no longer required for custodial interrogation.

In view of the above facts, but without commenting on the merits of the case, present petition is allowed and the order dated 18.11.2021 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

August 03, 2022
savita

(SUVIR SEHGAL)
JUDGE

<i>Whether Speaking/Reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>