

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

240

CRM-M-36061-2022

Date of Decision: 05.12.2022

Shubham

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Himanshy Oberoi, Advocate for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

JAGMOHAN BANSAL, J. (Oral)

On 24.08.2022, the following order was passed :-

“The petitioner herein seeks the relief of anticipatory bail in the criminal case arisen out of the FIR bearing No.169 dated 11.08.2021 registered at Police Station Farakpur, District Yamuna Nagar, under Sections 148, 149, 308, 323, 506 IPC (wherein the offences under Sections 186 & 307 IPC are stated to have been added and the offence under Section 308 IPC is stated to have been deleted later-on).

Learned counsel for the petitioner, inter-alia, contends that the name of the petitioner does not find mention as an accused in the subject FIR and he has, rather, been got falsely implicated in this case and moreover, he is ready to join in the investigation as and when so required and is also not involved in any other criminal case of the similar nature.

Notice of motion.

Ms. Ambika Sood, learned Additional Advocate General, Haryana, has appeared in this case in pursuance of the copy of the instant

petition having been sent to the respondent-State in advance and she seeks time to get proper and complete instructions in the present matter from the quarter concerned and if deemed necessary, then to file the status-report also.

Adjourned to 05.12.2022.

Meanwhile, in the event of his arrest, the petitioner shall be released on interim bail subject to his furnishing the requisite personal as well as surety bonds to the satisfaction of the Arresting/Investigating Officer.

However, the petitioner shall join in the investigation as and when required/called upon to do so and shall also strictly abide by all the conditions as laid down in Section 438(2) Cr.P.C.“

Learned State counsel on instructions from ASI Satpal submits that petitioner has joined investigation and no custodial interrogation is required.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 24.08.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

(JAGMOHAN BANSAL)
JUDGE

05.12.2022
anju

Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>