

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

224

CRM-M-40877-2021 (O&M)
Date of Decision:- 21.01.2022

RAJU RANA

... *Petitioner*

Versus

STATE OF HARYANA

... *Respondent*

CORAM: *HON'BLE MR. JUSTICE MANOJ BAJAJ*

Present: Mr. Narender Kaajla, Advocate,
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J.(Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.475, dated 5.9.2021, registered under Sections 174-A IPC, Police Station City. Hissar. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 30.9.2021, whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel contends that the petitioner was an accused in complaint case under Section 138 Negotiable Instruments Act, 1881, wherein parties arrived at a compromise and complainant

had withdrawn the complaint on 07.09.2021 (Annexure P-4). He submits that on account of his absence, the present FIR under Section 174-A IPC was registered and this has given apprehension of arrest to the petitioner.

Notice of motion for 20.01.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further states that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by HC Sandeep Kumar does not dispute this fact that the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 30.9.2021 is made absolute.

21.01.2022
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(MANOJ BAJAJ)
JUDGE

Whether speaking /reasoned Yes

Whether Reportable No