

CRM-M-37506-2022

Date of decision: 11.11.2022

RAM

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Amit Choudhary, Advocate for the petitioner.

Mr. Zorawar Singh Chauhan, DAG, Haryana.

VIVEK PURI, J. (ORAL)

On 24.08.2022, the following order was passed:-

“The petitioner is seeking anticipatory bail in case bearing FIR No.305 dated 14.07.2022 under Sections 148/149/323/354 and 506 IPC registered at Police Station Chandhut, Palwal, District Palwal.

Learned counsel for the petitioner contends that precisely the allegations against the petitioner and the co-accused are to the effect that on 11.07.2022, they had outraged the modesty and torn the clothes of the complainant and her sister-in-law. Besides they had also snatched golden chain and ear rings weighing two tolas. Subsequently, alongwith other accused, they had inflicted injuries upon the complainant. It has been submitted that there is a delay of 03 days in lodging the FIR, the allegations with regard to snatching of golden chain and ear rings have been found to be suspicious and the present case is a counter blast to civil suit instituted by the accused party against complainant party which was instituted in April, 2022. Furthermore, Rakesh @ Rakan, co-accused, had sustained injuries in the occurrence and Annexure P-3 is the copy of medical examination. It has been further submitted that the version of the accused party has not been recorded by the police and a representation has been submitted to the concerned police authorities. There are six persons, who have been arraigned as accused and out of them, three persons, namely, Bala, Rakesh @ Rakan and Mahinder have been granted regular bail.

Notice of motion.

Ms. Trishanjali Sharma, Deputy Advocate General, Haryana, accepts notice on behalf of the respondent-State.

Adjourned to 11.11.2022.

In the meanwhile, the petitioner is directed to join investigation and in the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.”

Learned counsel for the petitioner contends that in pursuance of interim directions, the petitioner has joined the investigation.

On instructions from L/ASI Shobha, learned State counsel has not disputed the aforesaid factual aspects and also submits that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the aforesaid submissions, the order dated 24.08.2022, granting interim bail to the petitioner is made absolute.

The petition is allowed.

11.11.2022

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(VIVEK PURI)
JUDGE

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