

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

CRM-M-41426-2022

Date of decision : 13.12.2022

Amit @ Murga

..... Petitioner

versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :-Mr. Sanjeev Kadian, Advocate
for the petitioner.

Mr. Gurbir S. Dhillon, AAG, Haryana.

PANKAJ JAIN, J. (ORAL)

On 12.09.2022, the following order was passed:-

“Apprehending his arrest in FIR No.238 dated 21.05.2022 for offences punishable under Section 323, 34, 379-A, 506 IPC, 1860 (Section 379-B IPC was added later on) registered at Police Station Beri, District Jhajjar, the petitioner has preferred this petition under Section 438 Cr.P.C seeking pre-arrest bail.

Learned counsel for the petitioner inter alia contends that the material allegations in the FIR have been levelled against the co-accused namely Kapil who has also been attributed motive. It has been further contended that the parties have reconciled their differences and an affidavit, in this regard has been placed on record as Annexure P-3 to substantiate the said view.

Notice of motion.

On the asking of the Court Mr. Sumit Jain, Addl.AG, Haryana. who is present in Court accepts notice.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.

To come up on 13.12.2022.”

2. Today, learned State counsel, on instructions from ASI Jai Pan Singh, submits that the petitioner has joined investigation and is no more required for custodial interrogation.

3. Apart from that the Court is conscious of the fact that the parties are stated to have resolved their differences and affidavit dated 05.07.2022 executed by the complainant has also been placed on record as Annexure P-3.

4. In view of the aforesaid fact, the interim order dated 12.09.2022 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

5. Petition stands disposed off.

(PANKAJ JAIN)
JUDGE

13.12.2022

Dinesh

Whether speaking/reasoned Yes

Whether Reportable : No