

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CRM-M-47737 of 2021
Date of decision:31.03.2022

Murslin

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Amit Khari, Advocate for
Mr. Pradeep Chhoker, Advocate
for the petitioner.

Ms. Deepshikha Chauhan, AAG, Haryana.

SUVIR SEHGAL, J. (Oral)

On 29.11.2021, this Court passed the following order:-

“Heard through video conferencing.

Instant petition has been filed by the petitioner under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case FIR No.161 dated 24.09.2021 registered under Sections 34, 323, 354-A, 376 and 506 of Indian Penal Code, 1860 at Police Station Sanoli, District Panipat, Haryana (Annexure P-1).

Counsel for the petitioner has urged that a false case has been registered against the petitioner levelling allegations of

rape, whereas, the prosecutrix had married the petitioner and both of them had filed a joint petition (Annexure P-2) seeking protection to their life and liberty and vide interim order dated 20.07.2021, learned Sessions Judge, Panipat, directed the Superintendent of Police, to provide them adequate protection.

List on 08.03.2022.

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

State has filed reply by way of an affidavit of Deputy Superintendent of Police, Crime Against Women, Panipat, which is taken on record.

State counsel, upon instructions from PSI Arvind, submits that the petitioner has joined investigation and he is not required for custodial interrogation. Still further, she submits that upon conclusion of the investigation, cancellation report has been prepared, but it is yet to be approved by higher officials.

In view of the above facts, but without commenting on the merits of the case, the present petition is allowed and the order dated 29.11.2021 granting interim bail to the petitioner is made absolute, subject

to the conditions laid down in Section 438(2) of the Code of Criminal Procedure

March 31, 2022
savita

(SUVIR SEHGAL)
JUDGE

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