

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-47324-2022

Date of decision:14.11.2022

Rajesh @ Babbu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr. G.S. Bhinder, Advocate and
Ms. Sukhpreet Kaur Grewal, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case bearing FIR No.833 dated 25.09.2022 registered under Section 381 IPC at Police Station City Sirsa, District Sirsa.

On 14.10.2022, this Court was pleased to pass the following order:-

“Inter alia, contends that in the present case, a civil dispute has been sought to be given a criminal colour. It is further contended that the petitioner had purchased iron articles by paying the amount himself and it has been falsely alleged by the complainant that the iron articles were stolen by the petitioner.

Notice of motion for 14.11.2022.

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

(VIKAS BAHL)

October 14, 2022

JUDGE”

Learned counsel for the petitioner has submitted that in

pursuance of the said order, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Krishan Gopal, has submitted that the petitioner has joined investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 14.10.2022, and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 14.10.2022 is made absolute.

Nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

14.11.2022

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(VIKAS BAHL)
JUDGE

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