

211 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-52018-2021

Date of Decision: 13.05.2022

HARWINDER SINGH @ HAPPY ... PETITIONER
VS.
STATE OF PUNJAB .. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Amandeep Singh Manaise, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab.

VIVEK PURI, J.(ORAL)

On 14.01.2022, the following order was passed:-

*“The matter has been taken up through
Video Conferencing due to Covid-19 pandemic.*

*The petitioner is seeking anticipatory bail in
the case bearing FIR No.119, dated 21.07.2021,
under Sections 354-D & 506 of the IPC and
Section 67-A of the IT Act, registered at Police
Station Division No.2, District Pathankot.*

*It has been contended by learned counsel
for the petitioner that the petitioner was in
relationship with the complainant for a period of 5
years and false allegations of circulation of nude
photographs and videos have been levelled against
him. In fact, the photographs that have been
circulated are not at all obscene.*

*On the last date of hearing, learned State
counsel had sought time to get instructions in the
matter more particularly with regard to the nature
of photographs/videos that have allegedly been
circulated.*

*On instructions from ASI Balwinder Kumar,
learned State counsel has pointed out that the*

complainant has solemnized marriage elsewhere and photographs/videos have not been supplied to the Investigating Agency.

Adjourned to 04.05.2022.

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 issued by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from SI Ram Bhajan, has stated that the petitioner has joined the investigation and his custodial interrogation is not required.

Keeping in view the entire circumstances, sufficient grounds are made out to extend the concession of pre-arrest bail to the petitioners. Accordingly, order dated 14.01.2022, vide which the petitioner has been granted interim bail, is made absolute.

Petition is allowed.

13.05.2022
smriti

(VIVEK PURI)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No