

210

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54217-2021 (O&M)
Date of Decision:28.02.2022

Parveen Kumar

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Shaveta Sanghi, Advocate for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

...

Manoj Bajaj, J. (Oral)

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.439 dated 07.11.2020 under Sections 302, 420, 120-B and 34 Indian Penal Code, 1860 and Section 25 Arms Act, registered at Police Station Adampur, District Hisar, Haryana, who apprehends his arrest at the hands of Police.

On 23.12.2021, this Court had passed the following order:-

“Learned counsel contends that the alleged occurrence, wherein victim Amit s/o Subhash Chandra died of gunshot injury, took place on 07.11.2020 and as per allegations, accused Amit s/o Hanuman and Anoop s/o Ram Swaroop had fired at the victim. He submits that neither the petitioner was named in the FIR nor any role was attributed to him, who has been falsely implicated on 27.02.2021 on the strength of fourth disclosure statement made by co-accused Amit s/o Hanuman. According to him, in the given facts, the custodial interrogation of the petitioner may not be necessary at this stage, as he is willing to join the investigation.

Notice of motion for 28.02.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner

shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by Inspector Prahlad Rai states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 23.12.2021 is made absolute.

28.02.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No