

211-A

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

CRM-M-49696-2022

Date of decision : 07.12.2022

Sulender

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rajiv Sharma, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.391 dated 24.09.2022 registered under Sections 3(2)(a), 3(2)(b), 4(2)(b), 4(2)(b), 4(2)(c), 5(1)(a), 5(1)(d) and 6(1)(b) of Immoral Traffic Act, 1956 at Police Station NIT Faridabad, District Faridabad.

On 28.10.2022, this Court had passed the following order:-

“Inter alia, contends that at the time of the raid, the present petitioner was not present at the spot and the petitioner is neither the owner of the alleged guest house nor has taken the same on lease.

Notice of motion 22.11.2022.

To be heard along with CRM-M-49462-2022.

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.

Learned State counsel is directed to file an affidavit with respect to the incriminating evidence against the present petitioner.”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order, the petitioner has joined the investigation.

Learned counsel for the State has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 28.10.2022 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 28.10.2022 is ordered to be made absolute.

However, 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 application.

07.12.2022
Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No