

Date of Decision: 15.2.2022

Versus

.....Respondent

Mr. J.S. Khiva, Advocate, for the complainant.

Rajesh Bhardwaj, J. (ORAL)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.154 dated 17.9.2019 registered under Sections 376, 450 IPC at Police Station PS Jhunir, District Mansa.

By virtue of the order dated 17.10.2019, while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner submits that in pursuance to the order dated 17.10.2019, the petitioner has joined the investigation and complied with the terms and conditions of the order. He also submits that during the pendency of the petition challan was presented and charges were framed. Now the trial is at fag end as all the prosecution witnesses are examined and case is fixed for defence evidence.

This Court vide order dated 7.12.2021 directed the State to file the status report regarding the contention raised by learned counsel for the petitioner. The status report has been filed by the State today, which reveals

that there was some dispute between the parties, on which the Investigating Agency had taken the preventive action under Section 107/151 Cr.P.C. and thereafter nothing adverse was reported.

In view of the above, the order dated 17.10.2019 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C. and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

15.2.2022
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No