

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

210

Criminal Misc. No. M-5576 of 2022

Date of decision :-22.08.2023

Gaurav Garg

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. S.S. Mor, Advocate
for the petitioner.

Mr. Arjun Lakhanpal, Addl. A.G., Haryana.

Mr. D.P.S. Bajwa, Advocate
For respondent No.2.

NIDHI GUPTA J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.86 dated 05.12.2021, under Sections 498-A, 406, 323 and 506 IPC (Sections 354-A, 354-C and 34 IPC deleted later on), registered at Women Police Station, Fatehabad, District Fatehabad.

On 07.09.2022, this Court had passed the following order

:-

“Report has been received from the Mediation and Conciliation Centre of this Court that mediation proceedings did not fructify.

Short reply on behalf of respondent No.2 has been filed, which is taken on record.

Upon instructions from ASI Rajbala, State counsel submits that recovery is to be effected from the petitioner.

List on 10.10.2022

Petitioner is directed to appear before the Investigating Officer at Women Police Station Fatehabad, District Fatehabad on 13.09.2022 at 11.00 A.M. and join the investigation and would appear as and when called by the Investigating Officer. In the event of arrest, he shall be admitted to interim bail on furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned State counsel, on instructions from ASI Sunil Kumari states that in terms of the order passed by this Court, reproduced above, the petitioner has joined the investigation and no further interrogation is required at this stage.

In view of the above, the order dated 07.9.2023 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join the investigation and cooperate with the investigating agency in case he is required for the same in future as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the investigating agency that the petitioner is required for the investigation but is not cooperating, they will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

August 22, 2023

Vijay Asija

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No