

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.12070 of 2023
Date of decision: 13th July, 2023

Amit Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Parveen Kaushik, Advocate for the petitioner.

Ms. Trishanjali Sharma, Dy. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.0413 dated 22.10.2022 under Sections 148, 149, 323, 324, 341, 452, 506 IPC (Section 307 IPC added later on) registered at Police Station Beri, District Jhajjar.

2. Vide order dated 01.05.2023, the petitioner had been granted concession of interim bail in the following terms:

“Learned counsel for the petitioner prays for grant of anticipatory bail to the petitioner and inter alia contends that the knife used in the offence has already been recovered from the co-accused and nothing is to be recovered from the petitioner herein. He further contends that the petitioner is ready and willing to join the investigation and his custodial interrogation is not required.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 01.05.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 01.05.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

July 13, 2023
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No