

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

101+211

CRM-M-12067-2023 (O&M)

Date of decision: 07.08.2023

Sr Vaish

....Petitioner

Versus

State of Haryana and Another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. P.S. Ahluwalia, Advocate for the petitioner

Mr. B.S. Virk Sr. DAG Haryana

Mr. Bipan Ghai, Sr. Advocate with

Mr. Nikhil Ghai, Advocate for the complainant-respondent No.2

AMAN CHAUDHARY. J.

1. The present petition has been filed under Section 438 Cr. P.C. for grant of pre-arrest bail to the petitioner in case FIR No.403 dated 03.11.2022, registered under Sections 323, 451, 506, 148, 149 of IPC at Police Station Sector-56, Gurugram.

2. Learned counsel submits that in pursuance of the afore-mentioned order, the petitioner has not only joined investigation but also fully cooperated with the investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, he shall make himself available without demur.

3. Learned State counsel on instructions from ASI Vinod affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

4. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 10.03.2023 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr. P.C.
5. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.
6. Pending applications, if any, be disposed of accordingly.

(AMAN CHAUDHARY)
JUDGE

August 07, 2023
M.Kamra

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