

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.13748 of 2023
Date of decision: 5th May, 2023

Virender Kumar @ Anil Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Neeraj Yadav, Advocate for the petitioner.

Mr. Chetan Sharma, Dy. Advocate General, Haryana
for the respondents/State.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.049 dated 18.02.2023 under Sections 323, 452 and 506 of the IPC registered at Police Station Khol, District Rewari.

Vide order dated 17.03.2023, the petitioner had been granted concession of interim bail in the following terms:-

“Learned counsel for the petitioner submits that a false and fabricated case has been foisted upon the petitioner for allegedly trespassing into the house of the complainant and thereafter indulging in abusive behaviour. Learned counsel submits that there was some animosity between the parties who are co-villagers and it is precisely for that reason that the case in question had been foisted upon him. She further submits that the petitioner does not

have any criminal past and is ready to join investigation and cooperate with the investigating agency.”

Learned counsel for the petitioner submits that in compliance of the order dated 17.03.2023, the petitioner has joined investigation and cooperated with the investigating agency.

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

In the circumstances, the petition is allowed and the interim order dated 17.03.2023 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

May 5, 2023
rps

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