

206 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19555-2022 (O&M)

Date of Decision:10.03.2023

MURAD ALI@SAMEER

..... Petitioner

Versus

STATE OF HARYANA

..... Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. D.S. Saini, Advocate
for the petitioner.

Ms. Dimple Jain, AAG, Haryana
assisted by SI Annu Yadav.

JAGMOHAN BANSAL, J. (Oral)
CRM-18564-2022

Application for placing on record Annexure P-3 to P-6, is allowed, in view of the averments made in the application, duly supported by affidavit. Said documents are taken on record. Office to append the same at appropriate place.

CRM stands disposed of.

CRM-M-19555-2022

Through instant petition under Section 438 of Code of Criminal Code, 1973, the petitioner is seeking anticipatory bail in FIR No.238 dated 30.12.2021 (Annexure P-1) registered at Police Station Women, Ballabgarh, District Faridabad (Haryana), under Sections 313 and 376 (2) (n) of IPC.

By order dated 20.05.2022 of this Court, the arrest of the petitioner was stayed, however, petitioner was not directed to join

investigation.

By order dated 15.02.2023, the petitioner was directed to appear before Investigating Officer on 20.02.2023 and thereafter as directed by Investigating Officer. The petitioner was further extended concession of interim bail.

Learned State counsel submits that petitioner has joined investigation and he is no more required for custodial interrogation, however, he may be directed to appear as and when required.

In view of the above, the petition is allowed and the interim protection granted to the petitioner vide order dated 15.02.2023 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C

If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

The petitioner shall appear before Investigating Officer as and when he is served notice under Section 160 of Cr.P.C.

(JAGMOHAN BANSAL)
JUDGE

10.03.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>