

SURESH KUMAR **..PETITIONER**
VERSUS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Mr. Ranvir Singh Arya, Addl. AG, Haryana.

VIVEK PURI,J. (ORAL)

- “Prayer in the present petition under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in the FIR in question.*

Learned counsel for the petitioner submits that a false complaint has been filed against the petitioner and the matter relates to functioning of the complainant in the college where the petitioner is working as a Incharge of the Principal. He has recorded the version in his mobile and he is ready to hand over the same to the police for investigation. He further submits that the petitioner is ready and willing to join the investigation as and when required by the Investigating Agency.

Notice of motion.

Mr. Ashok Singh Chaudhary, Addl. A.G., Haryana, accepts notice on behalf of respondent-State and seeks time to file reply, if any.

RENU BALA
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I attest to the accuracy and
integrity of this document

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appearance on behalf of the complainant and filed his Memorandum of Appearance, which is taken on record. Learned counsel for the complainant submits that there was some earlier case registered against the petitioner. Keeping in view the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner and the petitioner shall cooperate in the investigation with the Investigating Agency. The police authority/investigating agency shall submit its report before the next date of hearing.
Adjourned to 03.08.2023.
Meanwhile, the petitioner shall not be arrested.”

4. Learned Senior counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of interim directions.
5. Learned State counsel submits that though the petitioner has joined the investigation but has opposed the bail on the score that he has not put his signatures on the disclosure statement.
6. Be that as it may, it cannot be termed to be ground to decline the anticipatory bail as the evidentiary value of such a disclosure will be a debatable and moot point during the course of trial. In pursuance of interim directions, the petitioner has joined the investigation.
7. In view of the aforesaid submissions, the order dated 09.05.2023, granting interim bail to the petitioner is made absolute.
8. The petition is allowed.

03.08.2023
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(VIVEK PURI)
JUDGE

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