

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

211

CRM-M-30313-2021

Date of Decision: 06.02.2023

Ushman and Another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Mohit Rathee, Advocate for the petitioners

Ms. Priyanka Sadar, AAG, Haryana

JAGMOHAN BANSAL, J. (ORAL)

On 04.08.2021, the following order was passed:-

“This is a petition that has been filed for grant of anticipatory bail to the petitioner in case FIR No.556 dated 08.08.2020 under Sections 148, 149, 323, 324, 354, 354-B, 376, 506, 511 and 120 B of IPC registered at Police Station City, Sonapat.

Learned counsel appearing on behalf of the complainant would submit that the matter has been compromised between the parties and that the complainant would have no objection in case the petitioner herein is allowed to join investigation. He also confirms the factum of affidavit Annexure P3 having been furnished by the complainant prosecutrix.

Petitioners are directed to join the investigation within a period of one week and on doing so, the petitioner be released on interim bail to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions incorporated under Section 438(2) Cr.P.C”

Learned State counsel submits that petitioners have already joined investigation and no custodial interrogation is required.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 04.08.2021 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.

(JAGMOHAN BANSAL)
JUDGE

06.02.2023

Mohit Kumar

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*