

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

209

CRM-M-26794-2023

Date of decision: 09.08.2023

Aman

.....Petitioner

Versus

The State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : None for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

Mr. Kuldeep Sheoran, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.381 dated 14.08.2022 under Sections 148, 149, 323, 325, 341, 308 and 506 of the IPC (lateron Section 308 of the IPC substituted by Section 307 of the IPC), registered at Police Station Sector 17 HUDA, Jagadhri, District Yamuna Nagar.

2. On 26.05.2023, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner submits that after the first petition for grant of anticipatory bail was withdrawn, the parties have reached an amicable settlement as is evident from affidavit of the complainant dated 17.05.2023 (Annexure P-2). Thus, the petitioner need not be arrested.”

3. Learned counsel appearing for the complainant has not opposed the prayer made for extending the concession of anticipatory bail to the petitioner in view of an amicable settlement arrived at between the parties.

4. Learned State counsel, on instructions, has submitted that in compliance of order dated 26.05.2023 the petitioner has joined investigation and cooperated with the investigating agency. She, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 26.05.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to add, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the same.

09.08.2023

(MANJARI NEHRU KAUL)

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JUDGE

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