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

**CRM-M-30594-2023 (O&M)
Date of decision : 26.07.2023**

Parveen and another

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Ishita Jain, Advocate,
for Mr. Namit Khurana, Advocate,
for the petitioners.

Mr. Kiran Pal Singh, AAG, Haryana.

Mr. Omkar Chauhan, Advocate,
for the complainant.

MAHABIR SINGH SINDHU, J.

Petition under Section 438 of the Code of Criminal Procedure has been filed for grant of pre-arrest bail to the petitioners in FIR No.124 dated 08.05.2023, under Sections 323, 506, 308, 427 of the Indian Penal Code, 1860 (for short, '*the IPC*'), registered at Police Station Civil Lines, District Rohtak.

2. It transpires that above FIR was registered on the basis of statement made by one Aman to the effect that petitioners along with other co-accused caused injuries to the complainant and snatched his gold chain weighing 50 grams.

3. This Court, on 15.06.2023, granted interim bail to petitioners and relevant part of the same is recapitulated as under:-

“Contends inter alia that matter has been amicably settled between the parties at their own level.

Notice of motion for 26.07.2023.

On asking of the Court, Mr. Kiran Pal Singh, Assistant Advocate General, Haryana, accepts notice on behalf of the respondent and seeks time to have instructions or file response in the matter.

Mr. Parveen Kumar, Advocate, appears and filed memo of appearance on behalf of the complainant, which is taken on record.

Requisite copies of paper-book be supplied to the counsel(s) opposite during the course of day.

In the meanwhile, petitioners shall join investigation before the Investigating Officer. In the event of their arrest, the Arresting Officer would admit them to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”

4. It is submitted that in terms of the aforesaid order, petitioners have already joined the investigation and their custodial interrogation is not required.

5. The above factual position is duly acknowledged by learned State Counsel, on instructions from the police official concerned and further stated that custodial interrogation of the petitioners is not required at this stage.

6. In view of above, interim order dated 15.06.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.
7. It is also made clear that petitioners shall fully co-operate with the Investigating Officer as and when called for further investigation.
8. The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.
9. Disposed off accordingly.

26.07.2023
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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No