

2023:PHHC:103570

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31183-2023

Date of decision : 09.08.2023

Jatinder @ Manjeet @ Dholu

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Kuldeep Singh Siwach, Advocate
for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

PANKAJ JAIN, J. (Oral)

While issuing notice on motion, following order was
passed on 26.06.2023:-

“Present petition has been filed under Section 438 of Cr.P.C., praying for grant of anticipatory bail to the petitioner in case bearing FIR No.205 dated 09.04.2023 registered under Sections 457, 380, 506 and 34 of the Indian Penal Code at Police Station City Fatehabad, District Fatehabad.

Learned counsel for the petitioner contends that allegations against the present petitioner is that the co-accused disclosed that at the time of alleged theft, petitioner was guarding outside the premises. Learned counsel further contends that the petitioner was not present at the spot at the time of alleged occurrence and since nothing is to be recovered from the petitioner, so his custodial interrogation is not required and is ready to join the investigation.

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Notice of motion.

Mr. Gurmeet Singh, AAG Haryana, who is present in the Court, accepts notice on the asking of the Court and seeks time to file reply/status report.

Adjourned to 09.08.2023.

Meanwhile, in the event of arrest, the petitioner is ordered to be released on interim bail on his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

- 2. Today, learned State counsel, on instructions from ESI Dharamvir Singh, has stated that pursuant to the order dated 26.06.2023, the petitioner has joined investigation and is no longer required for custodial interrogation.
- 3. In view of above, the interim order dated 26.06.2023 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.
- 4. Petition stands disposed off.

(PANKAJ JAIN)
JUDGE

09.08.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No