

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(209)

CRM-M-39293 of 2022
DATE OF DECISION:-13.03.2023

Rohit

...Petitioner

vs.

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. S. D. Bishnoi, Advocate, for the petitioner.

Mr. Amit Aggarwal, DAG, Haryana.

HARKESH MANUJA, J.

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner prays for grant of pre-arrest bail in case FIR No.387 dated 27.06.2022 under Section 135 of the Electricity Act, 2003 and Section 420 of IPC 1860, registered at Police Station Kharkhoda, District Sonapat, Haryana.

This Court, while issuing notice of motion on 01.09.2022, passed the following order :

“Learned counsel for the petitioner has submitted that in the present case, the allegations against the petitioner are that he along with the co-accused were found involved in blockage of reading, installing of meter at defaulting site with theft meter from other sites. He further submitted that the petitioner is a contractual employee and there is nothing to substantiate the allegations which have been levelled in the FIR and the petitioner is not involved in any other case.

Notice of motion.

Mr. Ranvir Singh Arya, learned Addl. A.G., Haryana accepts notice on behalf of the respondent/State and prays for some time to seek instructions in the present case.

Adjourned to 13.03.2023.

Meanwhile, the petitioner is directed to join the investigation and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety 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 as provided under Section 438(2) Cr.P.C.

Learned counsel for the petitioner states that in pursuance of order dated 01.09.2022 passed by this Court, the petitioner has already joined investigation.

The above factual position is duly acknowledged by learned State counsel, on instructions from SI Krishan, by submitting that the petitioner has joined investigation and his custodial interrogation is no longer required in this case.

In view of the above, the petition is allowed. Interim order dated 01.09.2022 is hereby made absolute, subject to all the conditions as envisaged under Section 438(2) Cr.P.C.

13.03.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No