

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

206

CRM-M-37334-2023**Date of decision: 10.10.2023**

Virender Singh Grewal

....Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY*********

Present : Mr. Rahul Noorie, Advocate for
Mr. Abhimany Singh, Advocate
for the petitioner

Mr. Jagdish Manchanda, Addl. AG, Haryana

***********AMAN CHAUDHARY. J.**

1. On 02.08.2023, this Court had passed the following order:-

“The present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in FIR No.405 dated 06.07.2023, registered under Section 147, 149, 186, 342, 353, 427 and 506 IPC at Police Station Sadar Bhiwani, District Bhiwani.

Learned counsel contends that the petitioner has been falsely implicated in the present case due to political rivalry in village. It is when the police had forcibly entered the house of one Sheela Devi, who opposed their entry on account of her daughter-in-law taking a bath, the officials having abused them and used caste related words, which led to the villagers to gather and a scuffle took place. However no specific role is attributed to the petitioner in the FIR, wherein though he has been named. Representation was also given on the same day i.e. 06.07.2023 (Annexure P1) by said Sheela Devi, though wrongly dated as 24.05.2023. The petitioner is involved in two

more cases, in which he is on bail. He is ready and willing to join the investigation as and when required by the investigating agency.

Notice of motion.

At the asking of the Court, Mr. Jagdish Manchanda, Addl. AG, Haryana accepts notice on behalf of respondent-State.

Meanwhile, the petitioner is directed to join the investigation on or before 11.08.2023. In the event of his arrest, he shall be released on interim bail to the satisfaction of the Arresting Officer, subject to compliance of conditions as enshrined under Section 438(2) Cr.P.C.

However, it is clarified that if the petitioner does not join and cooperate with the Investigating Agency as required by the Arresting/Investigating Officer, this interim order shall be deemed to have been vacated.

Adjourned to 10.10.2023.”

2. Learned counsel submits that in pursuance of the above order, the petitioner has not only joined investigation, but also fully cooperated with the investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, he shall make himself available without demur.

3. Learned State counsel on instructions from HC Parhlad affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

4. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 02.08.2023 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr.P.C.

5. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

10.10.2023
Mehak

(AMAN CHAUDHARY)
JUDGE

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