

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

CRM-M-39263-2022 (O&M)
Date of Decision:-30.01.2023

MAHIP TANWAR ALIAS SONU

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

-.-

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

-.-

Present:- Mr. Abhinav Sood, Advocate
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana..

Mr. Ranvijay Singh, Advocate
for the complainant.

-.-

KARAMJIT SINGH, J. (Oral)

CRM-39740-2022

Allowed as prayed for subject to all just exceptions.

Main Case

Prayer is for grant of anticipatory bail in case having FIR
No.190 dated 5.5.2022 registered under Sections 384, 388, 389, 120-B IPC
at Police Station SGM Nagar, District Faridabad.

FIR in this case was registered against the petitioner and his mother on the basis of the complaint lodged by Anil Kumar wherein it has been alleged that Sofia @Rinki lured the complainant in connivance with the present petitioner and thereafter she performed marriage and then she along with the present petitioner extended threats to the complainant and started extracting money from the complainant. During investigation of the case co-Accused Sofia @ Rinki was arrested in the present case and later on granted bail vide order dated 11.10.2022 (Annexure P-9) passed by Additional Sessions Judge, Faridabad.

On the last date of hearing, detailed order was passed by this Court whereby the petitioner was granted relief of interim bail with direction to join investigation with the police.

Today, counsel for the petitioner submits that the petitioner has joined investigation with the police by virtue of previous order of interim bail passed by this Court.

However, the present petition is resisted by the counsel for the complainant, who submits that petitioner extracted huge amount of money from the complainant by extending threats to him.

State counsel on instructions from ASI Rakesh Kumar submits that the petitioner has joined investigation with the police and his custody is required to recover original marriage certificate of complainant and co-accused Sofia @ Rinki.

The aforesaid marriage certificate is regarding marriage of the mother of the petitioner with the complainant and as such there are remote

chances that petitioner is having custody of the said marriage certificate.

Admittedly otherwise the petitioner has joined investigation with the police.

In view of the above, without commenting on the merits of the case, the present petition is hereby allowed and order dated 14.11.2022 is hereby made absolute. The petitioner should abide by the conditions envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

30.01.2023
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No