

2023:PHHC:084116

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

CRM-M-33839-2019

Date of Decision: 05.07.2023

PARVEEN KUMAR

... PETITIONER

VS.

STATE OF HARYANA

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Dr Anmol Rattan Sidhu, Senior Advocate with
Mr. Sukhcharan Singh Gill, Advocate, for the petitioner.
Mr. Ranvir Singh Arya, Additional Advocate General, Haryana.

VIVEK PURI, J.(ORAL)

1. The petitioner is seeking anticipatory bail in the case bearing FIR No.177 dated 05.08.2019 under Sections 354-A, 506 IPC and Section 67-B of I.T.Act (Section 12 of the POCSO Act added later on) registered at Police Station Kalan Wali, District Sirsa.

2. On 21.08.2019, the following order was passed by the Coordinate Bench of this Court:-

“Notice of motion for 5.12.2019.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to 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 cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned Senior counsel for the petitioner submits that in pursuance of interim directions issued by this Court, the petitioner has joined the investigation, he had given voice sample and as per the report, the same had matched with the petitioner. However, the victim has not given any voice sample and furthermore, on conclusion of investigation, the challan has been presented in the trial Court.

4. Learned State counsel, on instructions from SI Lekhraj, has not assailed the aforesaid factual aspects and further submits that the custodial interrogation of the petitioner is not required.
5. Keeping in view the entire circumstances, sufficient grounds are made out to extend the concession of pre-arrest bail to the petitioner. Accordingly, order dated 21.08.2019, vide which the petitioner has been granted interim bail, is made absolute.
6. Petition is allowed.

05.07.2023
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(VIVEK PURI)
JUDGE

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