

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

210

CRM-M No.38222 of 2023

Date of decision: 02.12.2023

KULDEEP SINGH AND ANOTHER

.... Petitioners

Versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Viabhav Goel, Advocate for the petitioners.

Mr. Arjun Lakhanpal, Addl., A.G., Haryana.

Mr. Vikram Singh Narwal, Advocate for the complainant

MANISHA BATRA, J. (oral)

1. Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioners seek anticipatory bail in case FIR No.310, dated 13.06.2023, registered under Sections 346 of IPC (after recording of statement of the victim under Section 164 of Cr.P.C., Section 376(2)(n), 506 and 34 of IPC and Sections 3(2)(v) and 3(2)(v)(a) of SC & ST Act were added later on) at Police Station Sector-32-33, Karnal (Annexure P-1).

2. Vide order dated 04.08.2023 passed by this Court, the petitioners were released on interim bail and was directed to join investigation.

3. Learned State counsel filed status report dated 27.11.2023. The same is taken on record. He further, on instructions from Investigating Officer states that the petitioners have joined the investigation and their custodial interrogation is no more required. No recovery is to be effected from them.

4. The allegation qua commission of offence of rape do not pertain to the present petitioners as such, I see no reason as to why the petitioners

should be ordered to be detained in custody and be not extended benefit of anticipatory bail. Therefore the petition is allowed and the order dated 04.08.2023 granting interim bail to the petitioners, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

02.12.2023

Jyoti-IV

(MANISHA BATRA)

JUDGE

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