

285 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38359-2023

Date of Decision: 11.12.2023

PARKASH @ OM PARKASH

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Mohit, Advocate for
Mr. Raman Chawla, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG Haryana.

HARPREET SINGH BRAR J. (ORAL)

1. Through instant petition, the petitioner is seeking anticipatory bail in case FIR No. 108 dated 11.03.2022 registered under Sections 120B, 201, 419, 420, 467, 468 and 471 of Indian Penal Code at Police Station Siwani, District Bhiwani.

2. On 07.08.2023, following order was passed:

“Mr. Jamshed Ahmed, Advocate for Mr. Raman Chawla, learned counsel for the petitioner has appeared and submitted that the petitioner was only an attesting witness to GPA and he has been falsely implicated in the present case and further submitted that the petitioner has clean antecedents and is not involved in any other case.

Notice of motion.

Mr. Naveen Kumar Sheoran, DAG, Haryana accepts notice on behalf of the respondents and prays for some time to seek instructions and to file affidavit in the present case.

Adjourned to 11.12.2023.

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. ”

3. Learned State counsel on instructions from SI Sajjan Kumar submits that in compliance of order dated 07.08.2023 passed by this Court, the petitioner has joined the investigation and is not required for further custodial interrogation.
4. Keeping in view the statement made by learned State Counsel the order dated 07.08.2023, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 438(2) Cr.P.C.
5. The petition is accordingly allowed.
6. Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and trial Court shall proceed without being prejudiced by observations of this Court.

11.12.2023
manisha

(HARPREET SINGH BRAR)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>