

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205-2

CRM-M-43405-2023

Date of decision: 21.11.2023

Monu

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Devender Arya, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.0060 dated 02.02.2022 under Sections 419, 420, 467, 468, 471, 120-B IPC and Section 3 of the Haryana Public Examination (Prevention of Unfair Means) Act, 2021 registered at Police Station Sector-5 Panchkula, District Panchkula.

2. On 13.09.2023, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Besides reiterating the submissions made on the last date of hearing, learned counsel for the petitioner has further submitted that once the petitioner had cleared his written examination, there was no occasion for him to have indulged in impersonation during the physical test, as it would have ruined his career.”

3. Learned counsel for the petitioner submits that in compliance of order dated 13.09.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 13.09.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

21.11.2023

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(MANJARI NEHRU KAUL)
JUDGE

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