

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

104+216

CRM-8362-2024 in/and
CRM-M-126-2024
Date of decision: 18.03.2024

RAJESH

...Petitioner

VERSUS

STATE OF HARYANA

...Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Mayank Yadav, Advocate
for the applicant-petitioner.

Mr. Bhupender Singh, DAG, Haryana

DEEPAK MANCHANDA, J.(ORAL)

CRM-8362-2024

This is an application filed under Section 482 Cr.P.C. to place on record the affidavit showing criminal antecedents of the petitioner as Annexure P-4.

For the reasons mentioned in the application, the same is allowed. Annexure P-4 is taken on record.

CRM-M-126-2024

The instant petition has been filed under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in the event of arrest in FIR No. 180 dated 18.11.2023, registered under Sections 279, 336, 34 and 379 of IPC and Section 21 (1) of Mines and Minerals (Regulation of Development) Act (Section 120-B IPC added later on) at Police Station Nizampur, District Mahendergarh.

Learned counsel appearing for the petitioner submits that vide order dated 08.01.2024, the petitioner was directed to join investigation and to appear before the investigating agency, as and when called upon to do so. Thereafter, vide order dated 25.01.2024, learned counsel for the petitioner sought time to file an affidavit detailing therein the criminal antecedents of the petitioner and interim order was ordered to continue. He submits that affidavit of the petitioner dated 19.02.2024 in this regard has been filed as Annexure P-4 and on the instructions of Investigating Officer he has joined investigation and is no more required for further investigation in the present case. It has also been submitted that nothing is to be recovered from him.

Learned State counsel on instructions from ASI Sajjan, submits that the petitioner has joined investigation and is not required for further custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and interim bail granted by this Court vide order dated 08.01.2024 is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

**(DEEPAK MANCHANDA)
JUDGE**

March 18, 2024

Nisha Yadav

*Whether reasoned/speaking?
Whether reportable?*

*Yes/No
Yes/No*