

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-4996-2023 (O&M)
Date of Decision: 09.04.2024

MANOJ KUMAR
VERSUS
STATE OF PUNJAB AND ANOTHER
....Petitioner
....Respondents

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Anil Kumar Sagar, Advocate for the petitioner.
Mr. Satjot Singh, AAG, Punjab.
Mr. Pardeep Sharma, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 438 of Cr.P.C.
seeking anticipatory bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
119	18.06.2018	Phase-1, SAS Nagar	Section 376 IPC

2. Vide order dated 01.02.2023 passed by this Court, the arrest of the petitioner was stayed subject to the joining of investigation.
3. Vakalatnama has been filed on behalf of respondent no.2. She is also present in Court in-person.
4. As per status report submitted by respondent-State, the petitioner has already joined investigation on 07.02.2023. It is also submitted by learned State counsel that a cancellation report has been prepared on 03.03.2024. Learned counsel for respondent no.2 as well as respondent in-person have also submitted that they have no objection if the petition is allowed

5. In view of the facts and circumstances as narrated above and the fact that cancellation report is yet to be presented before learned trial Court, the present petition is allowed and order dated 01.02.2023 is made absolute as well as the petitioner is directed that if there would be further any need for joining the investigation, then, he would join the same and in the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on bail on furnishing personal/surety bonds to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.

09.04.2024

Deepak Patwal

(MANISHA BATRA)
JUDGE

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| 1. | <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. | <i>Whether reportable</i> | <i>Yes/No</i> |