

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-5596-2024
Date of decision: 20.03.2024

Umar Pal.....Petitioner.

Versus

State of Haryana....Respondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. M.S. Rana, Advocate,
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

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SANJIV BERRY, J. (ORAL)

1. By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
190	03.08.2023	406, 420, 120-B IPC and 24 of Immigration Act (370 IPC added lateron)	Sadar, Panipat, District Panipat

2. Learned counsel for the petitioner submits that in compliance to the order dated 14.02.2024, the petitioner has joined the investigation.

3. During the course of hearing on 14.02.2024, following order has been passed: -

'1. Status report dated 09.02.2024, filed in the form of affidavit of Deputy Superintendent of Police, City Panipat, on behalf of State-respondent, is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. Heard.

3. It is the case of the petitioner that the petitioner is innocent and has not been named in the FIR nor he is having any concern with the alleged transaction but he has been nominated on the basis of disclosure statement of the co-accused, Phool Singh @ Pawan. The reply filed by learned State counsel is also to the same aspect.

4. Accordingly, without commenting on the merits of the case, the petitioner is directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.

5. Adjourned to 29.02.2024.'

4. Learned State counsel, on instructions from SI Dinesh, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 14.02.2024 passed by this Court, interim bail granted vide order dated 14.02.2024 is hereby

confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

20.03.2024
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(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |