

CRM-M-5780-2024

Date of decision :01.04.2024

NITU

... Petitioner

VERSUS

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Sandeep Kotla, Advocate,
for the petitioner.

Mr. Vishal Kashyap, DAG, Haryana.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.278 dated 20.07.2023 registered under Sections 420, 467, 468, 471, 120-B of IPC and Sections 61-1-14 of Excise Act at Police Station Bilaspur, District Gurugram.

2. As per the allegations in the FIR, police received secret information and then laid naka at the disclosed place and during the said nakabandi apprehended one traulla having No. HR46-D-9591 and also arrested co-accused Goverdhan and Naveen at the spot and on checking of the said vehicle liquor was recovered. During investigation the name of the petitioner surfaced in the disclosure statement of co-accused Navneet @ Sonu and accordingly petitioner was nominated as accused.

3. On the last date of hearing, petitioner was granted interim bail with direction to join investigation with the police.

4. Today, the counsel appearing on behalf of petitioner apprised the Court that in compliance of the aforesaid order petitioner has joined investigation with the police.

5. The State counsel on instructions from ASI Joginder Singh has not refuted the aforesaid assertion made by counsel for the petitioner and further submits that petitioner is not required by the police for any further investigation but he should appear before the Investigating Officer as and when called for further investigation in the matter.

6. Admittedly, the recoveries are already effected in the present case and the petitioner is not required by the police for any further investigation.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 05.02.2024 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C and co-operate with the police during further investigation of the case.

01.04.2024

Priyanka Thakur

(KARAMJIT SINGH)
JUDGE

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