

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-6639-2024
Date of decision: 15.03.2024

MOHIT@ BOLAPETITIONER(S)

VERSUS

STATE OF HARYANA ...RESPONDENT(S)

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vinod Kumar, Advocate for
Mr. Rajesh Lamba, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

SANJIV BERRY, J.(ORAL)

1. Status report dated 13.03.2024 in the form of an affidavit of Deputy Superintendent of Police, HQ, Fatehabad District Fatehabad, has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.
2. By way of present petition filed under Section 438 of Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
63	31.01.2023	457, 380 of IPC	City Fatehabad, District Fatehabad.

3. Learned counsel for the petitioner submits that in compliance to the order dated 12.02.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 12.02.2024.

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4. Learned State counsel, on instructions from HC Charanjeet, intimates that the petitioner had joined the investigation in the case and is no more required for any custodial investigation in this case nor he is required for further investigation.

5. During the course of hearing on 12.02.2024, following order was passed:

“2. It is, *inter alia*, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case on the basis of alleged disclosure statement made by the co-accused, namely Krishan Kumar, who was apprehended by the police and recovery of stolen articles has been effected from him. He further contends that the petitioner has no concern with the said occurrence and is ready to join investigation.

3. Notice of motion, returnable for 05.03.2024.

4. On the asking of the Court, Mr. Surender Singh, AAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and prays for time to file the status report/reply in the matter.

5. Needful be done well before the date fixed with an advance copy to the counsel opposite.

6. In the meanwhile, the petitioner is hereby 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.”

6. Keeping in view the respective submissions made by learned

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

15.03.2024
kanika

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2024.03.19 10:57
I attest to the accuracy and
authenticity of this
order/judgment