

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M-7515-2024

Date of Decision:07.05.2024

ANGREJO AND ANR

.....Petitioners

Vs.

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Mazlish Khan, Advocate
for the petitioners.

Mr.Parveen Kumar Aggarwal, DAG, Haryana
assisted by ASI Jaiveer Singh.

DEEPAK GUPTA, J.(ORAL)

Status report dated 27.04.2024 by way of an affidavit of Shri Naveen Sandhu, Deputy Superintendent of Police, Uchana, District Jind has already been filed on behalf of the respondent-State, received through Registry, which is taken on record.

On 13.02.2024, following order was passed:

“Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.103 dated 30.05.2023 registered under Sections 325, 323, 341, 148, 149 of the IPC (Section 307 of the IPC added later on) registered at Police Station Alewa, District Jind.

The alleged occurrence took place on 27.05.2023, at about 03:30 p.m., in which petitioners Angrejo and Rajo Devi are attributed to have hit bricks on the chest and head respectively of complainant Anil.

Learned counsel for the petitioners contends that though the occurrence took place on 27.05.2023 but the FIR was lodged after a delay of 03 days. Learned counsel further contends that petitioners were earlier allowed interim anticipatory bail by the Court of learned Additional Sessions Judge but later on petition was dismissed on the ground that they did not join the investigation. Learned counsel submits that in fact petitioners had gone to the police station to join the investigation but

Investigating Officer was not available at that time.

Notice of motion.

Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of respondent No.1- State.

In the meantime, in case of arrest, the petitioners shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioners shall join the investigation as and when so required by the Investigating Officer. They shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. They shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from ASI Jaiveer Singh submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 13.02.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

Disposed of.

(DEEPAK GUPTA)
JUDGE

07.05.2024

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Whether Speaking/reasoned Yes/No
Whether Reportable Yes/No