

N.C. No.2024:PHHC:058872

IN THE HIGH COURT OF PUNJAB & HARYANA

AT CHANDIGARH

215

CRM-M-14917-2024 (O&M)

Date of decision: 30.04.2024

AMAN

....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Vikas Gulia, Advocate for the petitioner(s).

Mr. Surender Singh, AAG Haryana.

SANJIV BERRY. J. (Oral)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
32	23.01.2024	387, 506 and 34 IPC	Sadar Gohana District Sonipat

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 05.04.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.
3. Learned State counsel, on instructions from SI Sumit has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.
4. Heard.
5. During the course of hearing on 05.04.2024, the following order was passed:-

“1. Reply dated 04.04.2024 in the form of an affidavit of Assistant Commissioner, Gohana-II, Sonipat has been filed.

The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. Mr. Amardeep Sheoran, Advocate has filed his Vakalatnama on behalf of the complainant. The same is taken on record.

3. Learned counsel for the complainant has stated that the complainant has already submitted affidavit Annexure P-2 dated 05.02.2024 to the effect that the case has been registered against the petitioner in some mis-understanding and that the petitioner had not demanded any money from him.

4. The learned counsel for the petitioner has further apprised this Court that the co-accused Sahil @ Deepak and Kapil have since been granted concession of bail by learned Additional Sessions Judge dealing with the case and the petitioner is at par with these persons so far as the allegations levelled in the FIR is concerned.

5. List on 23.04.2024.

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 above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 05.04.2024 passed by this Court, interim bail granted vide order dated 05.04.2024 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.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

30.04.2024
S.Sharma(syr)

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