



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-21454-2024

Date of Decision : 04.07.2024

NAVEEN

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Sumit Sangwan, Advocate,
for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

KULDEEP TIWARI. J.(Oral)

1. On 01.05.2024, the following order was passed by this

Court:-

“1. Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner seeks the concession of anticipatory bail, in case FIR No.207 dated 25.05.2023, under Section 506 of the IPC, registered at P.S. Badhra, District Charkhi Dadri.

2. The learned counsel for the petitioner submits that even the contents of the FIR ex facie do not constitute the essential ingredients for attracting the offence under Section 506 of the IPC against the petitioner. He further submits that although the petitioner was, on 02.04.2024, granted interim bail by the learned Additional Sessions Judge concerned, whereupon he appeared before the investigating agency and made full cooperation, however, merely on the premise that, he has not handed over his mobile to the investigating agency, his application for pre-arrest bail was dismissed. He also submits that, in fact, there is no requirement for seizing the mobile of the petitioner, inasmuch as, his call detail record(s) could be procured from the cellular company/service provider concerned. Lastly, he submits that since the petitioner is serving in the Indian Navy, therefore, in case sufficient time is granted to him, he is ready to rejoin the investigation.

3. Notice of motion for 04.07.2024.
4. Mr. Bhupender Singh, D.A.G., Haryana, accepts notice on behalf of respondent-State of Haryana.
5. The petitioner is directed to, within a month from today, join the investigation and to appear before the investigating agency. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.”

2. Learned State counsel, on instructions to him from the police official concerned, submits that the petitioner has already joined the investigation in pursuance to the aforesaid order, and he has fully co-operated with the investigation process, and is no more required for any further custodial investigation.

3. In view of the specific stand taken by the learned State counsel, the present petition is allowed, and order dated 01.05.2024 is, hereby, made absolute, on the terms and conditions as envisaged under Section 438(2) of the Cr.P.C.

July 04, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No