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CRM-M-24251-2024
Date of decision: 16.07.2024

...Petitioner

Versus

....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. B.B. Sehgal, Advocate for
Mr. Lalit Kumar Yadav, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. Dhram Bir Bhargava, Advocate for the complainant.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
176	20.04.2023	120-B-406, 420 IPC (467, 468, 471 IPC added later on)	Baldev Nagar, District Ambala

2. Learned counsel for the petitioner submits that in compliance to the order dated 24.05.2024, the petitioner has joined the investigation.

3. During the course of hearing on 24.05.2024, following order had been passed: -

“1. Mr. Dharambir Bhargav, Advocate has put in appearance on behalf of the complainant and filed his power of attorney. Same is taken on record.



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2. *Status report dated 23.05.2024 filed in the form of an affidavit of Deputy Superintendent of Police, Ambala (Hqs) is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.*

3. *Arguments heard.*

4. *It is deemed appropriate that before deciding the petition on merits, the petitioner should join the investigation first. Accordingly, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall 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.*

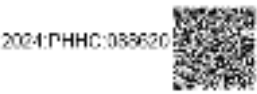
5. *List on 16.07.2024.”*

4. Learned State counsel on instructions from S.I. Mukesh Chand informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Learned counsel appearing on behalf of the complainant has opposed the bail.

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 24.05.2024 passed by this Court, interim bail granted vide order dated 24.05.2024 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.
- 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.

16.07.2024
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(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |