



CRM-M-30069-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30069-2024 (O&M)

Date of Decision: 19.09.2024

DEEPAK @ DEEPAK KUMAR

.. Petitioner

Vs.

STATE OF HARYANA & ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Ajay Gupta, Advocate and
Mr. Nitish Sharma, Advocate for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

Mr. Ajay Singh Rana, Advocate
for respondents No.2 and 3.

...

SUMEET GOEL, J. (Oral)

1. This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.202 dated 11.05.2024, under Section 8 of POCSO Act, Sections 354-A, 294, 506 and 509 of IPC registered at Police Station City Gohana, District Sonipat, Haryana.

2. On 10.07.2024, the following order was passed:-

“Learned State counsel seeks and is permitted further time to file the requisite status report in the matter.

Learned counsel for the petitioner has inter alia contended that a settlement has been arrived at between the parties; the FIR in question was registered on account of misunderstanding between the parties which now stands resolved & the petitioner is willing to join investigation and cooperate therein.

Learned counsel appearing for respondents No. 2 and 3 has ratified the factum of the above said compromise and has not shown any averseness to grant of anticipatory bail to the petitioner.

Adjourned to 31.07.2024.

The petitioner is directed to appear before the Investigating Officer on 15.07.2024 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the



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petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 438(2) of the Cr.P.C.”

3. Learned State counsel, on instructions from Inspector/SHO Mohan Singh, has stated that pursuant to the order dated 10.07.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.
4. In view of above, the petition is allowed and interim order dated 10.07.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.
5. This order should not be treated as “blanket” order. It will not be interpreted as granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
6. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 438(2) Cr.P.C., 1973 or upon showing any other sufficient cause.
7. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

19.09.2024

Jasmine Kaur

Whether speaking/reasoned
Whether reportable

(SUMEET GOEL)
JUDGE

Yes No
Yes No