

[207] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-47689-2023
Date of Decision : 24.01.2024

Kapil ...Petitioner
versus
State of HaryanaRespondent

Coram : HON’BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. Sushil Jain, Advocate for the petitioner.
Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

[1] On 21.09.2023, the following order was passed by this Court:-

“ Present : Mr. Sushil Jain, Advocate for the petitioner.

The present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case FIR No.242 dated 08.05.2023, registered under Sections 323, 324, 34 and 506 IPC (Section 307 and 341 added later on) at Police Station Kharkhoda, District Sonipat.

Learned counsel contends that the allegation against the petitioner is of having given slaps to the complainant, whereas the injury that allegedly attracts the offence under Section 307 IPC has been attributed to co-accused Leela. The petitioner was granted regular bail for offences 323, 324, 506 and 34 IPC by the Sub-Divisional Judicial Magistrate, Kharkhoda and it is only thereafter, Sections 307 and 325 IPC were added for which he had filed application for grant of anticipatory bail before the trial Court, which was dismissed. He is not involved in any other case. He is ready and willing to join the investigation as and when required by the investigating agency and will cooperate.

Notice of motion.

At the asking of the Court, Mr. Jagdish Manchanda, Addl. AG, Haryana, accepts notice on behalf of respondent-State.

Meanwhile, the petitioner is directed to join the investigation on or before 29.09.2023. In the event of his arrest, he

shall be released on interim bail to the satisfaction of the Arresting Officer, subject to compliance of conditions as enshrined under Section 438(2) Cr.P.C.

However, it is clarified that if the petitioner does not join and cooperate with the Investigating Agency as required by the Arresting/Investigating Officer, the interim order shall be deemed to have been vacated.

Adjourned to 07.11.2023.”

- [2] Today, learned State Counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 21.09.2023 and is no longer required for further investigation.
- [3] In view of the aforesaid, the order dated 21.09.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.
- [4] Disposed of.

(DEEPAK GUPTA)
JUDGE

24.01.2024
'Rajneesh'

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