

CRM-M- 48552-2023 (O&M) -1-

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M- 48552-2023 (O&M)
Date of decision: 22.08.2024

Krishan KumarPetitioner.

Versus

State of HaryanaRespondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Neeraj Yadav, Advocate,
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.
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SANJIV BERRY, J. (ORAL)

CRM-25132-2024

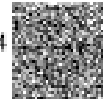
Keeping in view the averments made in the application
filed under Section 482 Cr. PC, documents are taken on record as
Annexures A-1 and A-2, subject to all just exceptions.

- 2. Disposed of.
- 3. Registry to tag the same at appropriate place.

Main case

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

FIR No.	Dated	Section	Police Station
383	06.12.2022	420 IPC	Khol, District Rewari

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2. Learned counsel for the petitioner submits that in compliance to the order dated 07.11.2023, the petitioner has joined the investigation.

3. During the course of hearing on 07.11.2023, following order has been passed: -

‘Reply/status report by way of affidavit of Pawan Kumar, HPS, Deputy Superintendent of Police, City Rewari, dated 25.10.2023 on behalf of the respondent, filed by learned State counsel, is taken on record. Copy thereof supplied to the opposite side.

Registry to tag the same at appropriate place.

Contends, inter alia, that matter had been amicably settled between the parties in the month of April, 2023 and even an amount of Rs.2,99,900/- was transferred on 13.04.2023 by the petitioner in account No.7429000100001901 provided by the complainant.

Faced with the above situation, learned counsel for the complainant seeks time to have instructions in the matter.

Posted for 04.01.2024.

Document(s), if any, be placed on record by the respective parties.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of the Code of Criminal Procedure, 1973.’

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4. Learned State counsel, on instructions received from SI Laxmi Narayan, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. 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 07.11.2023 passed by this Court, interim bail granted vide order dated 07.11.2023 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS). 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.

6. The petition stands allowed.

7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

22.08.2024
preeti

(SANJIV BERRY)
JUDGE

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