



been appended as Annexure P-3) as also whatsapp chat (copy whereof has been appended as Annexure P-4) between the petitioner and the complainant, no recovery is to be effected from the petitioner & the petitioner is willing to join investigation and cooperate therein.

Notice of motion.

On asking of the Court, Ms. Mahima Yashpal, DAG, Haryana appears and accepts notice on behalf of the respondent-State.

Adjourned to 06.11.2024.

The petitioner is directed to appear before the Investigating Officer on 24.09.2024 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the 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 482(2) of BNSS, 2023.”

On 06.11.2024, the following order was passed:-

“Learned State counsel, on instructions from ASI Birmati, submits that the petitioner has joined investigation, but is not co-operating therein.

Faced with this situation, learned counsel for the petitioner submits that the petitioner shall re-join investigation and co-operate therein in accordance with law.

The petitioner is directed to re-join investigation on 08.11.2024 at 11 a.m. before the concerned Investigating Officer in the concerned police station.

Adjourned to 21.11.2024.

Interim order to continue.”

3. Learned State counsel, on instructions from SI Sushila Devi, has stated that pursuant to the order dated 19.09.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.



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4. In view of above, the present petition stands allowed and the interim order dated 19.09.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) of BNSS, 2023.
5. This order should not be treated as “blanket” order. It will not be read 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 482(2) of BNSS, 2023 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.

(SUMEET GOEL)
JUDGE

21.11.2024
P.Singh

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No