

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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2024:PHHC:001756

CRM-M-50801-2023

Date of decision: January 09, 2024

RAHUL @ NEERAJ KUMAR

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Mandeep Kumar Arya, Advocate
with Mr. Gagandeep Singh Simble, Advocate
for the petitioner.

Mr. Arun Luthra, Deputy Advocate General, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed by the petitioner under Section 438 Cr.P.C. seeking the concession of anticipatory bail in case FIR No.128 dated 20.08.2023 for the offences under Sections 457 and 380 of the IPC registered at Police Station City Batala, Batala.

Vide order dated 07.10.2023, the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel for the petitioner inter alia contends that it was on account of some misguided suspicion the petitioner has been named in the FIR in question for allegedly committing theft of some household articles from the house of the complainant. He further submits that the petitioner is ready to join investigation and cooperate with the investigating agency.”

Learned counsel for the petitioner submits that in compliance of order dated 07.10.2023, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation, much less for his custodial interrogation.

In view of the above, the petition is allowed and interim order dated 07.10.2023 is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

January 09, 2024
Jaspreet Kaur

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No