

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

CRM-M-55178-2023
Date of Decision : 18.01.2024

Radhey Shyam ...Petitioner
versus
State of HaryanaRespondent

Coram : **HON’BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Sanawar Ali, Advocate for
Mr. Manoj Tanwar, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. AG, Haryana.

DEEPAK GUPTA, J. (ORAL)

[1] On 03.11.2023, the following order was passed by this Court:-

“ Present: Mr.Manoj Tanwar, Advocate for the petitioner.

Instant petition has been filed under Section 438, Cr.P.C.,
for grant of anticipatory bail in:-

FIR No.	Dated	Police Station	Section(s)
287	25.07.2023	Sadar, Narnaul	387, 506, 120-B IPC

Counsel for the petitioner urges that the allegation of forcibly occupying the complainant’s land has been levelled against co-accused Vinod and Pawan Swami. He submits that the sole allegation against the petitioner, who is the uncle of the complainant and is in litigation with him, is that he is a part of the conspiracy. Counsel asserts that the petitioner, who is an octogenarian is prepared to join the investigation.

Notice of motion.

On asking of the Court, Mr.Ramender Singh Chauhan, AAG, Haryana, accepts notice on behalf of the respondent – State.

State counsel has invited the attention of the Court to the observations made by the learned Addl. Sessions Judge, Narnaul, in para No.6 of the order dated 17.10.2023, Annexure P5, whereby the petitioner’s prayer for anticipatory bail was declined.

List on 18.01.2024.

Petitioner is directed to appear before the Investigating Officer on 22.11.2023 at 10:00 A.M. at Police Station Sadar, Narnaul, and join the investigation and appear as and when called by the Investigating

Officer. In the event of arrest, he shall be admitted to interim bail on furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438(2) Cr.P.C. ”

[2] Today, learned State Counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 03.11.2023 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 03.11.2023, whereby the petitioner was granted 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

18.01.2024
'Rajneesh'

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