



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

269

CRA-S-3287-2023

Date of decision: 13.05.2024

Parveen

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Parveen Kumar Rohilla, Advocate
for the appellant.

Ms. Deepshikha Chauhan, AAG, Haryana.

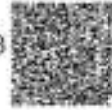
None for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The appellant is challenging the order dated 26.10.2023 passed by the learned Additional Sessions Judge, Hisar vide which his application seeking concession of anticipatory bail in case FIR No.0375 dated 16.09.2023 under Section 294 of the IPC and Sections 3(1)(r), 3(1)(s), 3(1)(u) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station Sadar Hansi, was dismissed.

2. Status report by way of affidavit of Ravinder Sangwan, HPS, Deputy Superintendent of Police, Hansi, District Hisar, on behalf of the respondent-State has been filed in the Court today which is taken on record subject to all just exceptions. A copy of the same has been supplied to the counsel opposite.

3. On 07.11.2023, learned counsel for the appellant had made



CRA-S-3287-2023

the following submissions:-

“Counsel for the appellant has contended that the alleged audio recording received by the complainant is a conversation between the appellant and one, Vijay. By placing reliance upon the judgments of this Court in CRR-1354-2019 titled as Pardeep Kumar Versus State of Haryana and another, decided on 14.05.2020 and CRA-S-1265-2022 titled as Mohinder Singh Gaur Versus State of Haryana, decided on 13.09.2022, counsel argues that the alleged conversation was not in public gaze, nor was it heard by any third party and the alleged objectionable words cannot be said to have been uttered within public view. Still further, he submits that there is no material to show that the recording went viral on social media.”

4. Thereafter, on 20.02.2024, this Court had granted the concession of interim bail to the appellant and asked him to join investigation.

5. Learned counsel for the appellant submits that in compliance of order dated 20.02.2024, the appellant has joined investigation and cooperated with the investigating agency.

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

7. In view of the above, the appeal is allowed and interim order dated 20.02.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

13.05.2024

Vinay

(MANJARI NEHRU KAUL)

JUDGE

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