

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.61473 of 2023
Date of decision: 13th March, 2024

Abhishek

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Vikas Bishnoi, Advocate for the petitioner.

Mr. Rajesh Gaur, Addl. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.928 dated 26.10.2023 under Sections 3(2)(a), 3(2)(b), 4, 5 of Immoral Traffic (Prevention) Act, 1956 and Section 34 of the IPC, registered at Police Station Hisar City, District Hisar.

2. On the last date of hearing, i.e. 19.12.2023, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation on account of the following submissions made by learned counsel for the petitioner on 07.12.2023:

“Learned counsel for the petitioner, inter alia, contends that the petitioner was neither present in the hotel when the raid was carried out by the police, pursuant to a secret information received; it was accused Amarjit, who was found at the spot. Learned

counsel submits that the petitioner is neither the owner of the hotel, wherein the alleged prostitution racket was being run nor is he associated with the hotel in any manner whatsoever.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 19.12.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from DSP Vijay Pal, 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.

5. In the circumstances, the petition is allowed and the interim order dated 19.12.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

March 13, 2024
rps

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