

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

**CRM-M-63703-2023
Date of Decision : 22.04.2024**

ISUP ALIS ISUF ALIAS ISUB

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : None for the petitioner.

Mr.Avinash Jain, DAG, Haryana.

KULDEEP TIWARI. J.(Oral)

1. No one has caused appearance on behalf of the petitioner.
2. On 11.01.2024, the following order was passed by this

Court:-

“Upon notice of motion issued on the last date of hearing, the State has filed a status report dated 04.01.2024, by way of an affidavit of Mr.Kaptan Singh, DSP, Ferozepur Jhirka, which is taken on record.

Learned counsel for the petitioner submits that except the information imparted by a secret informer there is no other evidence whatsoever with the prosecution agency to connect the present petitioner with the alleged crime. He further submits that the petitioner is ready and willing to join the investigation.

The asked for relief has been opposed by the learned State counsel on the ground that the petitioner is a habitual offender and he is involved in four other criminal cases of similar nature.

Learned counsel for the petitioner in response to the aforesaid averments made by learned State counsel, submits that in all the other criminal cases, which are pending against the petitioner, he is on bail, and in the present case considering the antecedents of the petitioner, he has been falsely implicated.

Keeping in view the aforesaid facts, this Court deems it appropriate to direct the petitioner to join the investigation and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to

the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so, and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

Adjourned to 18.03.2024.”

3. Learned State counsel, on instructions imparted to him by the police official, submits that the petitioner has already joined the investigation in pursuance to the aforesaid order, and he has fully co-operated with the investigation process, and is no more required for any further custodial investigation.

4. In view of the specific stand taken by the learned State counsel, the present petition is **allowed**, and order dated 11.01.2024 is, hereby, made absolute, on the terms and conditions as envisaged under Section 438(2) of the Cr.P.C.

April 22, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No