

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M-64702-2023

Date of Decision:02.04.2024

JUNED

.....Petitioner

Vs.

STATE OF HARYANA

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Rahul Rathore, Advocate
for the petitioner.

Mr. Sumit Jain, Additional AG, Haryana
assisted by ASI Jaipal.

DEEPAK GUPTA, J.(ORAL)

On 22.12.2023, following order was passed:

“Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.347 dated 17.06.2023 registered under Section 379-B, 34 of the IPC registered at Police Station Gharaunda, District Karnal.

FIR was lodged on the complaint of Parveen Wadhwa as per which on 16.06.2023 at about 10:50 p.m. he and his worker Ravi were going on a motorcycle towards Kalvehril, when four boys riding different bikes and having dandas waylaid them, caused injuries and snatched ₹30,000-35,000/- besides mobile phone of his worker Ravi. FIR was lodged. During investigation, the names of Junaid s/o Abbas, Rinku @ Bhura, Gulzar @ Gullu and Akshay Kumar @ Happy emerged to be the snatchers. All four of them were arrested. The motorcycle used in the occurrence and the snatched mobile of the complainant were recovered. They were also identified by the complainant. After completion of investigation challan has already been filed.

It is contended by learned counsel that petitioner is now sought to be arrested on the allegation that he had disclosed the whereabouts of the complainant to the snatchers.

Notice of motion.

Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of respondent- State.

Adjourned to 18.03.2024.

In the meantime, in case of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from ASI Jaipal submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 22.12.2023 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

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

02.04.2024
pry

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned Yes/No
Whether Reportable Yes/No