

ITEM NO.8

COURT NO.4

SECTION IIB

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No. 377/2014

(Arising out of impugned final judgment and order dated 21/12/2013 in CRLM No. 43904/2013 passed by the High Court of Punjab & Haryana At Chandigarh)

VINEET RAI

Petitioner(s)

VERSUS

STATE OF HARYANA AND ANR

Respondent(s)

(with office report)

Date : 07/11/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

HON'BLE MR. JUSTICE SHIVA KIRTI SINGH

For Petitioner(s) Mr. Joginder Tuli, Adv.  
Mr. Ashu Kumar Sharma, Adv.  
Mr. Anis Ahmed Khan, Adv.

For Respondent(s) Mr. Manjit Singh, Addl.A.G.  
Mrs. Nupur Choudhary, Adv.  
Mrs. Vivekta Singh, Adv.  
Mr. Kamal Mohan Gupta, Adv.

Mr. Deepak Nagpal, Adv.

Mr. Varun Singh, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Leave granted.

The impugned order dated 21<sup>st</sup> December, 2013 passed by the High Court of Punjab and Haryana at Chandigarh Crl. Misc. No. M-43904 of 2013 is set aside and in the event of arrest in connection with FIR No. 255, dated 03.07.2013, registered at

Police Station, SGM Nagar, Faridabad, the appellant-Vineet Rai, S/o Sh. Ashutosh Rai be enlarged on bail subject to furnishing bail bonds for the sum of Rs.20,000/- (rupees twenty thousand only) with two solvent sureties for the like amount to the satisfaction of the Trial Court.

The appeal stands disposed of in terms of the Signed Order.

(Rajni Mukhi)  
Sr. P.A.

(Renuka Sadana)  
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 2370 OF 2014  
(Arising out of SLP (Crl.) No.377 of 2014)

VINEET RAI

...APPELLANT

VERSUS

STATE OF HARYANA AND ANR.

...RESPONDENTS

O R D E R

Leave granted.

This appeal has been preferred by the appellant against the order dated 21<sup>st</sup> December, 2013 passed by the High Court of Punjab and Haryana at Chandigarh in Crl. Misc. No. M-43904 of 2013. By the impugned order, the High Court refused to grant Anticipatory Bail in connection with FIR No. 255, dated 03.07.2013, registered at Police Station, SGM Nagar, Faridabad for the offence punishable under Sections 323, 406, 498-A and 506, IPC.

The learned counsel appearing on behalf of the appellant submits that the appellant is ready to live with wife and on the instigation of others, he had lodged the complaint. On the other hand, learned counsel for Respondent No.2 submits that the appellant is not appearing in the case filed against him before the Trial Court under the Domestic Violence Act, nor cooperating with the police in the matter of investigation.

Having heard the learned counsel for the parties and taking into consideration the facts and circumstances of the case,

we set aside the impugned order dated 21<sup>st</sup> December, 2013 passed by the High Court of Punjab and Haryana at Chandigarh Crl. Misc. No. M-43904 and direct that in the event of arrest in connection with FIR No. 255, dated 03.07.2013, registered at Police Station, SGM Nagar, Faridabad, the appellant-Vineet Rai, S/o Sh. Ashutosh Rai be enlarged on bail subject to furnishing bail bonds for the sum of Rs.20,000/- (rupees twenty thousand only) with two solvent sureties for the like amount to the satisfaction of the Trial Court.

The appellant is directed to cooperate with the police in the matter of investigation in connection with the present case and is also directed to appear before the Trial Court, if any other case is pending against him under Domestic Violence Act. In case of non-cooperation in the matter of investigation or non-appearance before the Trial Court in connection with other case, it will be open for the respondent to move before the Trial Court for cancellation of the Anticipatory Bail.

The appeal stands disposed of with the aforesaid observations and directions.

.....J.  
[SUDHANSU JYOTI MUKHOPADHAYA]

.....J.  
[SHIVA KIRTI SINGH]

NEW DELHI  
NOVEMBER 07, 2014