

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

CRM No.M-2081 of 2015

Date of decision:- March 30, 2015

Abdul Sakoor

.....Petitioner...

Vs.

State of Haryana

....Respondent...

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Satish Chaudhary, Advocate,
for the petitioner.

Mr. C.S. Bakshi, Addl.A.G., Haryana.

Mr. Balraj Gujjar, Advocate,
for the complainant.

JASPAL SINGH, J. (Oral)

It is an undisputed fact that petitioner is a senior citizen and is more than 75 years of age and allegation against petitioner is that he while armed with lathi, dealt its blow, which resulted into an injury on the head of Tayyub. The said injury has admittedly been found to be simple in nature.

2. Petitioner has already joined the investigation in compliance of order dated February 06, 2015 passed by this Court. Moreover, it is a version and cross-version case and it is yet to be established as to which of the party was aggressive one.

3. Taking into consideration all these aspects, order dated February 06, 2015 is made absolute, subject to the following conditions prescribed under Section 438(2) Cr.P.C:-

- (i) *a condition that the petitioner shall make himself available for interrogation by a police officer as and when required;*
- (ii) *a condition that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;*
- (iii) *a condition that the petitioner shall not leave India without the previous permission of the Court.*

(JASPAL SINGH)
JUDGE

March 30, 2015
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