

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 42825 of 2015 (O&M)
Date of decision : December 23, 2015

Sunder Kundu,

..... Petitioner

v.

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Deepkaran Dalal, Advocate
for the petitioner.

Mr. SS Pannu, DAG Haryana

1. **Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
2. **To be referred to the Reporters or not ?**
3. **Whether the judgment should be reported in the Digest ?**

Ajay Tewari, J (Oral)

The petitioner seeks grant of anticipatory bail in case FIR No.240, dated 4.4.2015, registered under Sections 323, 342, 388, 389, 506, 120-B of the IPC, at Police Station Camp Palwal, District Palwal.

Counsel for the petitioner has argued that in this case, the FIR was lodged after 25 days and that in another case lodged by the present complainant in which also similar allegations were made, the petitioner was granted the concession of anticipatory bail and one co-accused Sunder Singh was also granted anticipatory bail in the same case, by orders Annexures P-2 and P-3 (coly).

Learned DAG Haryana, on instructions from ASI Rakesh

Kumar, has accepted the factual assertions but states that recovery of camera is still to be made.

Be that as it may, once the co-accused who were accused of having given effect to the alleged kidnapping were granted the concession of anticipatory bail, I see no ground to deny the same concession to the present petitioner. Resultantly, this petition is allowed and it is directed that in the event of his arrest, the petitioner shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.

December 23, 2015
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(AJAY TEWARI)
JUDGE