

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM No. M-6405 of 2015 (O&M)  
Date of Decision: 06.07.2015

Sombir

--Petitioner

Versus

State of Haryana

--Respondent

**CORAM:-HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Mr. S.S. Kharab, Advocate for the petitioner.

Mr. Satish Saini, D.A.G., Haryana.

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**TEJINDER SINGH DHINDSA.J**

This order shall dispose of the instant petition filed under Section 438 Cr.P.C praying for grant of anticipatory bail to the petitioner in case F.I.R. No.180 dated 6.8.2013 under Sections 148, 149, 323, 324, 341, 506, 302 I.P.C, registered at Police Station, Lakhan Majra, District Rohtak.

During the course of arguments today it has gone uncontroverted that the petitioner had been found innocent during the course of investigation but thereafter had been summoned as additional accused in pursuance to an application having been filed under section 319 Cr.P.C and which was allowed vide order dated 15.11.2014 (Annexure P-8), passed by the learned Additional Sessions Judge, Rohtak.

While issuing notice of motion, this Court on 27.2.2015 had issued directions for the petitioner to appear before the Trial Court on or before 17.3.2015 and in such an eventuality had been granted the *ad interim* protection as regards arrest.

Counsel appearing for the petitioner has produced in Court today certified copy of order dated 12.3.2015, passed by the learned Additional Sessions Judge, Rohtak and which would reveal that the

petitioner had already appeared before the Trial Court and had been released on interim bail upon furnishing requisite bail bonds and sureties.

It would also be apposite to notice that the petitioner has even laid a challenge to the order dated 15.11.2014, passed under section 319 Cr.P.C, wherein he has been summoned as an additional accused by filing CRR No.1178 of 2015 and in which notice of motion has been issued by this Court on 1.4.2015 and further proceedings in pursuance to the impugned order have been stayed.

In the light of the facts and circumstances referred to herein above, this Court is of the considered view that the petitioner is entitled to the concession of anticipatory bail.

Accordingly, present petition is allowed. Order dated 27.2.2015, passed by this Court is made absolute.

Disposed of.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

**06.07.2015**

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