

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

**CRM-M No.1725 of 2016 (O&M)
Date of Decision: 23.02.2016**

Mustkim

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Akshay Kumar Jindal, Advocate for the petitioner.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
for the respondent/State assisted by S.I. Shri Krishan.

JASWANT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail under Section 438 Cr.P.C. to the petitioner/accused-Mustkim in case FIR No.1380 dated 03.12.2015 under Sections 114, 116, 323, 186, 353, 332, 283, 147, 149, 506, 307 and 395 of the Indian Penal Code, registered at Police Station Chandni Bagh, Panipat (**Annexure P-1**).

As per allegations in the FIR lodged by ASI Hawa Singh, a quarrel had occurred on account of wrong parking of the Car and three accused Subhash, Kirori Mal and Bittu had scuffled with him and had also broken the camera of a Press Reporter-Rajesh.

It was contended that neither the petitioner was named in the FIR nor named accused had broken camera of the Press Reporter as per his own affidavit (**Annexure P-2**) nor offences under Sections 307 and 395 IPC are made out as noticed by the trial Court in the order dated 08.01.2016(**Annexure P-3**) while granting regular bail to co-accused Kirori Mal. Name of the petitioner is alleged to have surfaced on the disclosure statement of Subhash. However, even as per that, no role has been attributed to the petitioner.

Learned Counsel for the petitioner submits that the petitioner has joined the investigation and his custodial interrogation is no longer required.

Learned State Counsel, assisted by SI Shri Krishan, concedes that the petitioner has joined the investigation.

In view of the above, interim protection/pre-arrest bail granted by this Court, vide order dated 20.01.2016, is made absolute.

Disposed of.

February 23, 2016

**(JASWANT SINGH)
JUDGE**