

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

**CRM NO. M-23968 OF 2016
DECIDED ON : 12.08.2016**

Rajiv Kumar @ Raju

...Petitioner

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

Present : Mr. S. S. Dinarpur, Advocate,
for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Mr. Sanjiv Kumar, Advocate,
for the complainant.

A.B.CHAUDHARI, J. (ORAL)

Heard learned counsel for the rival parties.

There is prayer in the present petition for grant of anticipatory bail in case FIR No. 248 dated 29.04.2016 under Sections 387/506 of the Indian Penal Code (in short "the IPC") registered at Police Station Civil Lines, Hisar, in view of offence added later on under Sections 364-A/511 IPC.

Learned counsel for the State, with instructions from SI Satnarayan, fairly states that in relation to the offences initially registered against the petitioner vide impugned FIR, challan was presented against him. He was released on regular

bail by the trial Court under Sections 387/506 IPC, but the police has now added offence under Sections 364-A/511 IPC in the FIR which was registered on 29.04.2016, on the basis of disclosure statement made by the co-accused about the incident which took place in January, 2016.

Prima-facie I am satisfied that the incident of January, 2016 of the alleged attempt of kidnapping cannot be clubbed with the present FIR which is altogether different.

In that view of the matter, the petition is allowed and petitioner is granted anticipatory bail under Sections 364-A/511 IPC also, subject to furnishing bail bonds to the satisfaction of Investigating Officer. He may be given prior notice before his arrest in any other offence added earlier or later, in accordance with law.

(A. B. CHAUDHARI)
JUDGE

AUGUST 12, 2016
shalini

Whether speaking/reasoned

YES/NO

Whether reportable

YES/NO