

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

CRM-M -27562 of 2016 (O&M)
Date of decision: 18.10.2016

Anil

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Neeraj Yadav, Advocate
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Anil Kumar.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.85 dated 19.06.2016, registered under Sections 148, 307 read with Section 149 of IPC and Section 25 of Arms Act, at Police Station Sadar, District Rewari.

On 11.08.2016, this Court had passed the following order:-

“Contends that the petitioner is neither named in the FIR nor any specific role has been attributed to him. It is a case of no injury. The petitioner has been falsely implicated in the instant case on the basis of disclosure statement of co-accused Mohit. In fact the complainant, Anil is involved in two FIRs registered under Section 302 IPC on account of murder of one Twinkle and

Nitu.

Notice of motion for 18.10.2016.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:

- 1. That he shall make himself available for interrogation by a police officer as and when required;*
- 2. That he 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 and;*
- 3. That he shall not leave India without prior permission of the Court”*

It is contended that in pursuance of the order dated 11.08.2016, the petitioner has joined the investigation. He further clarifies that in fact, the petitioner has been falsely implicated in the instant case on the basis of disclosure statement of co-accused, Parveen and Sunil whereas, the complainant Bhupinder Singh who is reflected as Anil in order dated 11.0.8.2016, is involved in two FIRs

The learned State counsel, on instructions submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 11.08.2016, is made absolute, subject to furnishing bail

bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

18.10.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No