

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

CRM-M -31161 of 2016 (O&M)

Date of decision: 27.10.2016

Ramesh Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Gaurav Gupta, Advocate for
Mr. Yogesh Goel, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Dalip Singh.

Mr. Ashish Yadav, Advocate for the complainant.

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.347 dated 03.08.2016, registered under Sections 364 and 120-B of IPC and Section 25 of Arms Act, at Police Station Susant Lok, District Gurgaon.

On 05.09.2016, this Court had passed the following order:-

“Learned counsel contends that parties are known to each other. The petitioner is not named in the FIR otherwise also compromise has been reached between the parties.

Notice of motion for 27.10.2016.

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 05.09.2016, the petitioner has joined the investigation

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

The learned counsel for the complainant states that the matter has been compromised.

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 05.09.2016, 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.

27.10.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No