

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

CRM-M -35659 of 2016 (O&M)
Date of decision: 07.12.2016

Roop Chand

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S. Cheema, Sr. Advocate with
Mr. R.K. Trikha, Advocate for the petitioner(s).

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Sugreev.

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.243 dated 30.09.2014, registered under Sections 148, 302, 323, 341, 285, 365, 506, 120-B read with Section 149 of IPC and Section 25 of Arms Act, at Police Station Ding, Tehsil & District Sirsa.

On 26.10.2016, this Court had passed the following order:-

“Contends that the petitioner is not named in the FIR. Even in the statements of eye-witnesses Pritam Kaur, mother of the complainant; Sukhwinder Singh, brother of the complainant; Sukhjeet Kaur, sister-in-law of the

complainant; recorded under Section 161 Cr.P.C. as well as in the charge-sheet, the name of the petitioner does not figure. The petitioner was put to lie-detector test as well but no positive evidence could be elicited. Even the SIT has found him innocent.

Post again on 07.12.2016.

Meanwhile, the petitioner is directed to appear before the trial Court, within a week from today, and furnish bail bonds/surety bonds. In the event of his doing so, he shall be admitted to interim bail by the trial Court, to its satisfaction.”

The learned counsel for the petitioner contends that in pursuance of order dated 26.10.2016, the petitioner has appeared before the trial Court and has furnished bail/surety bonds. The certified copy of order dated 28.10.2016, passed by the trial Court is taken on record as Mark 'A'.

The learned State counsel does not dispute the above said fact.

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 26.10.2016, is made absolute.

The petition stands disposed of accordingly.

07.12.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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