

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

CRM No.M-8563 of 2016 (O&M)

Date of Decision: 02.06.2016

Arjun Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Gurinder Pal Singh, Advocate for the petitioner.

Mr. Vivek Saini, DAG, Haryana.

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TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.6 dated 12.01.2016, under Section 285 IPC and Sections 25/54/59 of the Arms Act and additionally added Sections 148/149 427/506 IPC, registered at Police Station Rampura, District Rewari.

On 11.03.2016, while issuing notice of motion, the following order was passed by this Court:

“Petitioner seeks concession of pre-arrest bail in case FIR No.06 dated 12.01.2016, under Sections 285 IPC and Section 25/54/59 of Arms Act and additionally added Sections 148,149, 427, 506 IPC, registered at Police Station Rampura, District Rewari.

Counsel would, inter alia, contend that complainant Dharambir had lodged the FIR against unknown persons. As per complaint, no physical description of the assailants had been given. There was even an inordinate delay of more than 12 hours in lodging the FIR. The present petitioner is sought to be implicated on a subsequent statement recorded of aunt of the complainant.

Notice of motion, returnable for 02.06.2016.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Balwan Singh would apprise the court that the petitioner has since joined investigation and is not required for any custodial interrogation. Even recovery of the weapon used in the alleged occurrence is stated to have been effected.

Accordingly, the present petition is allowed. Order dated 11.03.2016 passed by this Court is made absolute.

Disposed of.

02.06.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**