

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-43797 of 2016 (O&M)
Date of Decision: 22.02.2017

Ramandeep Singh

--Petitioner

Versus

State of Haryana

--Respondent

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

Present:- Mr. Karan Singh, Advocate for the petitioner.

Mr. Satish Saini, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.137 dated 13.11.2016 under sections 148, 149, 285, 307, 506 I.P.C and sections 25, 54, 59 of Arms Act, registered at Police Station, Sadhaura.

On 8.12.2016, while issuing notice of motion, the following order was passed by this Court:-

“Learned counsel for the petitioner states that there is no allegation against the petitioner that he ever caused any injury to the complainant.

Notice of motion for 22.02.2017.

In the meantime, in the event of arrest of the petitioner, he shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

FIR came to be registered on the statement of Vishal Sharma.

In so far as the present petitioner is concerned, he is alleged to have been armed with a wooden log/*danda*. No specific injury has been attributed to

the present petitioner. There are allegations against co-accused namely Tikku of having fired a shot towards the complainant which, however, did not hit him as also of Milky having fired a shot in the air.

It is a case of no injury.

Learned State counsel upon instructions from ASI Gurmej Singh would apprise the Court that the petitioner has since joined investigation and even a wooden log/*danda* has been recovered from him.

In the considered view of this Court, custodial interrogation of the petitioner, as such, would not be warranted. Accordingly, the present petition is allowed. The order dated 8.12.2016, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

22.02.2017

lucky

Whether speaking/reasoned:	Yes
Whether Reportable:	No