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

**CRM-M No.6321 of 2017
Date of Decision: 27.02.2017**

PUSHPANDER @ PASSI

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Johan Kumar, Advocate
for the petitioners.

RAJ MOHAN SINGH, J. (Oral)

Petitioner seeks grant of anticipatory bail in case bearing FIR No.124 dated 10.02.2017 registered under Sections 323, 452, 506, 34 IPC at Police Station Sarai Khawajaa, Faridabad, Distt. Faridabad.

Learned counsel for the petitioner contended that the petition under Section 438 Cr.P.C., was dismissed solely on the basis of objection filed by the prosecution, without adverting to the merits of the case. Petitioner was neither named in the FIR, nor any specific role was attributed to him.

Notice of motion.

On the asking of Court, Mr. P.P. Chahar, D.A.G.,

accepted notice on behalf of respondent-State. Let a copy of petition be supplied to him by learned counsel for the petitioner during the course of the day.

In view of nature of order, which this Court proposes to pass, there is no necessity of calling upon reply at this stage, as no order prejudicial to the interest of respondents is being passed.

At this stage, the petition is disposed of with a direction to the Additional Sessions Judge, Faridabad to decide the application on merits, without being influenced by any observation made hereinabove, however in accordance with law. Till then, arrest of the petitioner shall remain stayed.

February 27, 2017

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No