

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

CRM No.M-14567 of 2018 (O&M)

Date of Decision: 23.05.2018

Sat Pal

... Petitioner

Versus

State of Haryana

... Respondent

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

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

Mr. Ayuwan Singh, AAG, Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of pre arrest bail to the petitioner in case FIR No.34 dated 03.05.2017, under Sections 148, 149, 323, 324, 325, 326, 347, 427, 452, 506, 34 IPC, registered at Police Station Buria.

While issuing notice of motion, the following order was passed by this Court on 17.04.2018:-

“Petitioner seeks concession of anticipatory bail in case FIR No.34, dated 03.05.2017 under Sections 148, 149, 323, 324, 325, 326, 347, 427, 452, 506 and 34 IPC, registered at Police Station Buria.

Counsel submits that against an alleged occurrence dated 19.01.2017, FIR No.23 dated 07.03.2017 had been got lodged against the

complainant party and the instant FIR in which the present petitioner is seeking pre-arrest bail had been registered only in pursuance to a complaint having been lodged on 29.03.2017.

Furthermore, it is a case of version and cross-version. Sumit Kumar complainant in the instant FIR had got himself medically examined on the following day of the occurrence i.e. 20.01.2017 whereas co-accused Lokesh (non-applicant) who is also stated to have suffered injuries was medically examined on 19.01.2017 itself.

Counsel further places reliance upon the order passed by this Court carrying even date i.e.17.04.2018 in CRM-M-6907 of 2018 whereby co-accused Lokesh has been granted concession of pre-arrest bail.

Notice of motion returnable for 23.05.2018.

In the meanwhile, petitioner is directed to appear before the Investigating Office 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 Jagmal Singh, Police Station Buria, District Yamuna Nagar apprised the Court that petitioner has since joined investigation. That apart the observations made by this Court in the notice of motion order

have gone unrebutted.

In view of the above and without making any observations on merits, prayer is accepted.

Order dated 17.04.2018 passed by this Court is made absolute.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

23.05.2018

vandana

Whether speaking/reasoned	Yes
Whether Reportable	No