

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-15331 of 2018

Date of Decision: July 06, 2018

Shagan Lal

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. L.S. Mann, Advocate
for the petitioner

Mr. D.R. Singla, DAG Haryana

Sudhir Mittal, J. (Oral)

The present petition has been filed for grant of anticipatory bail to the petitioner in case FIR No. 695 dated 25.08.2017, registered under Sections 188, 147, 148, 149, 307, 124-A, 435, 332, 353, 186, 120-B, 109 IPC and Sections 25 of the Arms Act, 1959, at Police Station City Sirsa, District Sirsa.

Learned counsel for the petitioner submits that the petitioner has been named in this FIR on second disclosure statement allegedly given by his co-accused. Moreover, the petitioner was an accused in another FIR No. 696 dated 26.08.2017 registered at the same Police Station i.e. City Sirsa. He was arrested on 07.10.2017 and was released on 19.02.2018. During that entire period, no attempt was made by the police authorities to arrest the petitioner in the present FIR on production warrant. In any case interrogation of the petitioner is not necessary as the challan has already been presented against the co-accused.

Learned State counsel submits that the petitioner has indulged in acts of violence in the aftermaths of conviction of Baba Gurmeet Ram Rahim Singh. Thus, his custodial interrogation is required.

Keeping in view the fact that the petitioner has been named as an

accused in this FIR only on the second confessional statement of the co-accused and

that no recovery is are to be effected from him, I deem it appropriate to grant anticipatory bail to the petitioner.

Accordingly, the petition is allowed. The petitioner is directed to join investigation with the Investigating Officer on 16.07.2018 at 10.00 a.m. and co-operate therewith. In the event of his arrest, he shall be released on anticipatory bail to the satisfaction of the Investigating Officer/Arresting Officer/SHO concerned subject to his joining the investigation and compliance of the provisions enshrined under Section 438(2) Cr.P.C.

July 06, 2018
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[SUDHIR MITTAL]
JUDGE

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