

CRM-M-33777-2018

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

CRM-M-33777-2018

Date of Decision:14.09.2018

Himanshu @ Sahil

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rohit Kaushik, Advocate for
Mr. Keshav Pratap Singh, Advocate,
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

None for respondents No.2 and 3.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.673 dated 03.07.2018, registered at Police Station City Ballabgarh, District Faridabad, under Sections 323, 324, 326, 506 and 34 of the Indian Penal Code and Section 25 of the Arms Act, 1959.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of respondent-State No.1 and contested this petition.

I have heard learned counsel for the petitioner as well as

learned State counsel and gone through the record.

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At the time of arguments, learned State counsel has submitted that during investigation, the present petitioner has been found innocent.

Otherwise also, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 08.08.2018, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

14.09.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No