

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

CRM-M-34726-2018

Date of Decision:-20.08.2018

Mohit

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Shilak Ram Hooda, Advocate
for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G., Haryana.

GURVINDER SINGH GILL, J. (Oral)

The petitioner seeks grant of anticipatory bail in respect of FIR No.551 dated 12.11.2017 under Sections 148, 149, 323, 440, 452, 307, 506, 458 of Indian Penal Code, 1860 and Sections 25, 54 and 59 of Arms Act, Police Station Sadar Ballabgarh.

The FIR was lodged at the instance of Ravinder wherein he alleged that on the day of occurrence the accused entered their house carrying sticks, iron rods and started hurling abuses and ransacked their house. It is alleged that Jagbir @ Pappu and Mohit fired shots from the

pistols which they were holding but the shots crossed over the head of the complainant and he was saved. It is alleged that when complainant's uncle Gyan Chand tried to reason-out with the assailants then Bhagwan Singh exhorted that the complainant and others should be finished, upon which Satbir, Satpal and Naveen gave beatings to his uncle with sticks. It is alleged that Naveen gave a blow with '*Sariya*' on the left hand of the complainant and Gajna inflicted injuries to Suman wife of the complainant with stones and bricks. It is further alleged that Deepak inflicted several injuries to Nikhil and Satish.

Notice of this petition was issued to the State.

Learned State counsel has informed that out of 9 accused 5 have been granted regular bail while 2 have been granted anticipatory bail. It has further been informed that a pistol has been recovered from co-accused Pappu. Learned State counsel has further informed that injuries found on the person of members of complainant party were found to be simple in nature and no injury was found to have been caused by fire-arm.

Having regard to the facts and circumstances of the case and bearing in mind that the petitioner is stated to be a young-man of 22 years and a student of B.A. (Journalism and Mass Communication) and that no specific injury is attributed to him, in my opinion, it is not a case where custodial interrogation is warranted. The petition as such, is accepted. In the event of arrest of the petitioner, he shall be released on bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the

Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The petition is accepted in the above mentioned terms.

20.08.2018
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No