

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206

CRM-M-8831-2019

Date of Decision : 4.4.2019

Satish @ Satiya

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Sumit Sangwan, Advocate
for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

AJAY TEWARI, J. (Oral)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.324 dated 25.8.2018 registered under Sections 148, 149, 307, 323, 427 and 452 IPC, 1860 and Section 25 of Arms Act, 1959 (later on Section 120B was also added) registered at Police Station Dadri City, District Charkhi Dadri.

On 14.3.2019, the following order was passed :-

*“Counsel for the petitioner states that the case is covered by the decision of this Court passed in **CRM-M-54654 of 2018 decided on 01.02.2019.***

Learned State counsel states that in that case originally interim bail was granted to that petitioner and the matter became clear after he had joined the investigation and prays that the petitioner be permitted to join the investigation and then the Investigating Officer be permitted to file a status report.

I find this to be a fair request.

Meanwhile, the petitioner is directed to appear

before the Investigating Officer on 18.03.2019 (from 09.00 AM to 05.00 PM) or on any other day on which the Investigating Officer requires his presence, and in the event of his arrest, the petitioner shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.”

Adjourned to 04.04.2019. Investigating Officer is directed to give his report in terms of the order above mentioned on the next date of hearing.”

Today SI Prem Singh has filed affidavit that the petitioner has joined the investigation and wooden stick (Binda) used in crime was recovered from him.

Learned DAG on instructions from SI Krishan Pal stated that he is no more required for custodial interrogation.

In the circumstances, keeping in view the entire conspectus of facts, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner.

Petition is allowed. Interim order dated 14.3.2019 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

4.4.2019
anuradha

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No