

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

**CRM-M-18493-2018
Date of decision: 26.04.2019**

Aasu @ Aas Mohd. and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- ASI Sunil Kumar.

ARVIND SINGH SANGWAN, J. (Oral)

This petition was initially filed for grant of anticipatory bail to the petitioners Aasu @ Aas Mohd. and Ishak in FIR No. 53 dated 02.02.2016, under Section 120-B, 166, 167, 193, 195, 196, 218, 219, 220, 330, 342, 365, 489-A of the IPC and Sections 17/61/85 of the NDPS Act and SC/ST Act, registered at Police Station Punhana, District Nuh (Mewat), however, vide order dated 07.05.2018, the petition was dismissed as withdrawn qua petitioner No. 1 Aasu @ Aas Mohd.

The operative part of the order dated 07.05.2018, vide which petitioner Ishak has been granted interim bail, is reproduced below:

“Counsel for the petitioner, at the very outset, has submitted that he do not press this petition qua petitioner No.1 and the same may be dismissed as withdrawn. Ordered accordingly. Counsel for the petitioner on behalf of petitioner No.2 has submitted that the allegations against petitioner No.2 are identical to the co-accused Mustak Ahmed and another, who have been granted interim bail by this Court vide order dated 05.04.2018 passed in CRM-M

No.3971 of 2018. It is further submitted that the another co-accused of petitioner No.2 namely Sajid Hussain has also been granted the concession of anticipatory bail by the Additional Sessions Judge, Mewat vide order dated 17.04.2018. Notice of motion for 25.07.2018.”

ASI Sunil Kumar, who is present in Court, submits that petitioner Ishak, in pursuance to the order dated 07.05.2018, has already joined investigation and he is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to petitioner Ishak, vide order dated 07.05.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

26.04.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No