

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

208

CRM-M-12861-2019 (O&M)
Date of Decision : 27.3.2019

Rohtash Kumar and another

...Petitioners

vs.

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.Ashok Giri, Advocate
for the petitioners.

Dr. Sushil Gautam, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioners in case FIR No. 49 dated 19.2.2019 registered under Sections 148/149/323/506/342 IPC (Section 325 IPC added later on) at PS Civil Lines, District Sonapat.

Learned counsel has argued that the only offence 506-IPC is non-bailable and the petitioner was granted interim bail and he had joined the investigation but ultimately, the interim bail was vacated by the Sessions Judge on the ground that alleged weapons have not been recovered.

Learned DAG on instructions from SI Manoj Kumar states that victim suffered two fractures.

Be that as it may. Without commenting on the merits of the

case and keeping in view the facts and circumstances of the present case, I do not deem it appropriate to deny the petitioners the concession of anticipatory bail.

Resultantly, the petition is allowed. The petitioners are directed to appear before the investigating officer on 30.3.2019 and on any other date as and when their presence is required. In the event of arrest they will be released on bail by the Investigating Officer subject to the conditions envisaged under Section 438 (2) Cr.P.C.

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

27.3.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No