

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

228

**Criminal Misc. No.M-24311 of 2019**

Date of decision : 19.07.2019

Rajwinder @ Raju

... Petitioner

Versus

State of Haryana

.. Respondent

**CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL**

Present:- Mr. Tarun Sharma, Advocate for  
Mr. Paramjit Singh Jammu, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

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**Anupinder Singh Grewal, J. (Oral)**

The petitioner is seeking anticipatory bail in FIR No. 0276dated 22.10.2017, under Sections 147, 148, 149, 285, 307, 341, 427 and 506 of the Indian Penal Code, 1860, besides Sections 25 and 27 of the Arms Act, 1959, registered at Police Station City Dabwali, District Sirsa.

Learned counsel for the petitioner contends that the allegations in the FIR are primarily against co-accused Vikramjit Singh @ Vicky, who is stated to have fired shot which hit the car of the complainant. The petitioner has not been ascribed any role and he was merely alleged to be standing at the place of occurrence. The petitioner along with others is stated to have damaged the car of the complainant with 'danda' (stick). He also contends that the petitioner had earlier been granted interim protection by this Court in CRM-M No. 29057 of 2018, but he could not join investigation, as he was wanted in another case, i.e. FIR No. 95 dated 05.05.2018, under Section 17 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Ellenabad, District Sirsa. He was granted anticipatory bail in the above-said FIR No. 95 dated 05.05.2018 by a Coordinate Bench of this Court

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by order dated 03.05.2019 passed in CRM-M No. 6629 of 2019. He undertakes that the petitioner shall appear before the investigating officer as and when called upon to do so and he may be protected from arrest.

This Court, by order dated 28.05.2019, had directed the petitioner to appear before the Investigating/Arresting Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Rakesh Kumar, states that although the petitioner has joined investigation but recovery of pistol is yet to be effected.

Learned counsel for the petitioner contends that co-accused, namely, Vikramjit Singh @ Vicky is stated to have fired a shot which hit the car of the complainant and there is no allegation that petitioner was armed with any weapon. The petitioner is not involved in any other case.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 28.05.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

**(ANUPINDER SINGH GREWAL)**  
**JUDGE**

**July 19, 2019**

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Whether speaking/reasoned : Yes/No  
Whether Reportable : Yes/No