

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

**CRM-M No.33545 of 2019 (O&M)
Date of Decision: 16.12.2019**

Anil Kumar @ Nanhe

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Tapan Kumar Yadav, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.307 dated 11.06.2019, under Sections 147, 148, 307 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959, registered at Police Station Sector 9-A, District Gurugram.

This Court, while issuing notice of motion on 20.08.2019, passed the following order:-

“ Contends that gun shot injury has been attributed to the co-accused, namely, Rinku, who has already been arrested and the alleged weapon along with live cartridge recovered from him. Further contends that no injury has been attributed to the petitioner.

Notice of motion for 19.09.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail in the present case till the next date of hearing on his

furnishing adequate bail and surety bonds to his satisfaction.

The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C. ”

Contentends that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from S.I. Ashok Kumar, has acknowledged that in terms of order dated 20.08.2019, petitioner has joined the investigation and his custodial interrogation is not required. Also stated that there is no other criminal case pending against the petitioner.

In view of above, interim order dated 20.08.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

December 16, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>