

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-44821-2019 (O&M)
Date of decision: 12.12.2019

Dharmender

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Manish Soni, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Mr. Gurdas Singh, Advocate for
Mr. Salim Ahmed, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.71 dated 12.03.2019 under Sections 147, 148, 149, 324, 323, 325, 307, 326, 506 IPC and Sections 25/27 of Arms Act, registered at Police Station Manesar, District Gurugram.

While granting interim bail to the petitioner, following order was passed by this Court on 06.11.2019: -

“...Counsel for the petitioner submits that the petitioner is not attributed any specific injury in the FIR, however, his name figured in the end of the FIR that he was present along with a

lathi. It is further submitted that in the first statement of injured – Mahipal dated 12.03.2019, no injury is attributed to the petitioner, however, in the supplementary statement dated 21.04.2019, which was recorded after a period of more than 01 month and 10 days, in which he has attributed an injury to the petitioner which result into fracture of his rib.

This fact is not disputed by counsel for the State as well as counsel for the complainant that in the FIR and the first statement of injured Mahipal under Section 161 Cr.P.C., no injury is attributed to Dharmender....”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, assisted by learned counsel for the complainant and on instructions from ASI Vinod Kumar, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 06.11.2019 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

12.12.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No