

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-10667-2020(O&M)

Date of Decision: 16.07.2020

Kiran & another

--Petitioners

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Amit Choudhary, Advocate for the petitioners.

Mr. Munish Sharma, AAG, Haryana.

TEJINDER SINGH DHINDSA.J (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C seeking concession of anticipatory bail to the petitioner in case FIR No.0056 dated 5.2.2020 under Sections 186, 224, 225, 332, 34, 353 and 506 I.P.C registered at Police Station, City Tohana, district Fatehabad.

While issuing notice of motion, the following order was passed by this Court on 13.3.2020:-

“Through instant petition under Section 438 Cr.P.C. prayer has been made for grant of anticipatory bail to petitioners in case FIR No.0056 dated 05.02.2020 registered under Sections 186, 224, 225, 332, 34, 353 and 506 IPC at Police Station City Tohana, District Fatehabad.

Learned counsel inter alia contends that petitioners have falsely been implicated. On 05.02.2020, SPO Krishan Kumar along with other police officials tried to

apprehend the relative of the petitioners, namely, Naresh @ Chhoti, who escaped. Due to escape of Naresh @ Chhoti, complainant HC Chiman Lal got annoyed and registered impugned FIR. He further submits that similarly placed co-accused, namely, Sonia has already been granted interim bail by this Court.

Notice of motion for 19.05.2020.

Meanwhile, petitioners are directed to join investigation and remain present as and when called for and in the event of arrest, they shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

To be heard alongwith CRM-M-8741-2020.”

Learned State counsel upon instructions from ASI Bhupender informs the Court that the petitioners have since joined the investigation. That apart the observations made by this Court in the notice of motion order have gone un rebutted.

In view of the above, instant petition is allowed. Order dated 13.3.2020 passed by this Court is made absolute.

Disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

16.07.2020

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