

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

Sr. No.109

**CRM-M-12455-2020**

**DATE OF DECISION: May 18, 2020**

**ANKIT DHAWAN**

**..PETITIONER**

**VERSUS**

**STATE OF PUNJAB**

**...RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL**

Present: Mr. Sahil Gambir, Advocate,  
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

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**SUDHIR MITTAL, J. (ORAL)**

The petitioner seeks anticipatory bail in case FIR No. 129 dated 02.05.2020 registered at Police Station Sultanpur Lodhi, District Kapurthala, under Sections 308, 284, 336 IPC.

2. According to the allegations in the FIR, the petitioner is a co-owner of an Ice Factory, leakage of gas from which resulted into 2-3 residents of the area becoming unconscious.

3. Learned counsel for the petitioner submits that the petitioner is not the co-owner of the Ice Factory and he runs a separate business as is evident from separate GST number therefor. Moreover, no authenticity can be attached to the statements made in the FIR as the residents who allegedly became unconscious have not been examined by the investigating agency.

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4. Learned State counsel on instructions from SI Harjeet Singh very fairly states that the petitioner is not required for custodial interrogation.

5. Accordingly, the petition is allowed. It is directed that in the event of arrest of the petitioner, he shall be released on bail on furnishing bail and surety bonds to the satisfaction of the Investigating Officer/SHO concerned subject to his compliance of conditions enshrined under Section 438(2) Cr.P.C. The petitioner shall join investigation on 28.05.2020 at the first instance and as and when directed by the Investigating Officer and shall cooperate therewith.

6. It is made clear that in case the petitioner fails to join investigation, the present order shall stand withdrawn automatically.

**May 18, 2020**

*Ankur*

**(SUDHIR MITTAL)  
JUDGE**

Whether speaking/reasoned Yes

Whether Reportable No