

CRM-M-14895-2020

Date of decision: 28.09.2020

OMPAL

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Lalit Kumar, Advocate
for the petitioner.

Mr. Amrik Singh Narwal, DAG, Haryana.

(The case has been taken up through video conferencing on account of Covid-19 Pandemic).

VIVEK PURI, J. (ORAL)

On 30.07.2020 the following order was passed:-

“Briefly, the FIR bearing No. 199 dated 28.10.2019 under Sections 323/307/34/506 of IPC, 1860 (Section 325 of IPC, 1860 added later on) at Police Station Sadar, District Panipat has been registered on the basis of the statement of Prem Singh alleging that on 27.10.2019, the petitioner armed with Gandasi alongwith Suraj Bhan armed with lathi, Ombir armed with Jailley and Reeta, wife of Ombir armed with danda had inflicted injuries on the person of the complainant, his wife Santro Devi and son Keemat.

Notice of motion.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab accepts notice on behalf of respondent-State.

It has been fairly conceded by the learned State counsel that the injury attributed to the petitioner falls under Section 325 IPC and the injury on the head of Santro Devi has been declared to be

simple in nature. Furthermore, the offence under Section 307 IPC has been deleted on 20.07.2020 in pursuance of the opinion of the Medical Board. It has been stated by the learned counsel for the petitioner that Ombir and Suraj Bhan, co-accused have been granted regular bail by the Court of Sessions and Savita, co-accused has been granted interim bail by this Court.

Adjourned to 28.09.2020.

Meanwhile, it is directed that in the event of arrest, the petitioner(s) be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that he joins the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.

To be heard alongwith CRM-M-5404-2020”.

Learned counsel for the petitioner states that he has joined the investigation and is not required to be taken into custody.

On instructions of SI Sunil Kumar, it has been pointed out by the learned State counsel that the petitioner has joined the investigation and his custodial interrogation is not required.

Without expressing any opinion on the merits of the case, the order dated 30.07.2020, 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 is accordingly, allowed.

28.09.2020
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(VIVEK PURI)
JUDGE