

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

202

CRM-M No.17382 of 2020 (O&M)
DATE OF DECISION : 6th AUGUST, 2020

Shokat Ali

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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Present: Mr. D. S. Matya, Advocate for the petitioner.

Mr. Anmol Malik, DAG, Haryana.

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RAJBIR SEHRAWAT, J. (Oral)

CRM-18475-18476-2020

The applications are allowed as prayed for and Annexures
A-1 and A-2, are taken on record, subject to all just exceptions.

CRM-18477-2020

This application was filed by the petitioner under Section
482 Cr.P.C. for pre-poning the hearing of the main petition.

The application stands dismissed as infructuous.

CRM-18479-2020

This application has been filed by the petitioner under
Section 482 Cr.P.C. for granting interim anticipatory bail to the
petitioner.

This application stands dismissed as having been rendered infructuous as the case is being finally disposed of.

CRM-M No.17382 of 2020

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory/pre-arrest bail in case FIR No.120 dated 10.06.2020 registered under Sections 279, 332, 336, 341, 353, 506 & 34 IPC, at Police Station Bhondsi, District Gurugram.

It is contended by counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the case of the prosecution, no injury has been caused to any public official by directly having brawl with him. As per the allegation, the only attribution is that the petitioner was sitting in a car, the driver of which had hit the vehicle of the public servant. It is further submitted that although after the registration of the present FIR, the same police officer has also tried to involve the petitioner in another case, however, the petitioner has already been granted anticipatory bail in that case.

Learned State counsel, being instructed by ASI Parmod Kumar, has submitted that the name of the petitioner is specifically mentioned in the FIR. However, it is not disputed that the petitioner is stated to be only sitting in the car which was being driven by some other person. It is also not disputed that the petitioner has been granted anticipatory bail in another case, which was registered after the present case.

In view of the above, but without commenting anything on merits of the case, the present petition is allowed. In the event of arrest,

the petitioner be released on bail subject to his furnishing personal bonds/surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

6th AUGUST, 2020
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

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