

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

**CRM-M-19796-2020 (O&M)  
Date of Decision:15.09.2020**

Akshay Nagar

.....Petitioner

Versus

State of Haryana

....Respondent

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

Present:- Mr. Munish Behl, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

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**TEJINDER SINGH DHINDSA J.(Oral)**

This case has been taken up through Video Conferencing via Webex facility in the light of 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 pre-arrest bail to the petitioner in FIR No.93 dated 04.07.2020 under Sections 147, 149, 323, 452, 506 IPC and Section 25 of Arms Act (Section 148 IPC was added later on and Section 147 IPC was deleted) registered at Police Station Bhupani, District Faridabad.

While issuing notice of motion, the following order was passed by this Court on 21.07.2020:-

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

*Petitioner seeks concession of pre-arrest bail in FIR No.93 dated 4.7.2020 registered under Sections 147, 149, 323, 452, 506 I.P.C and Section 25 of Arms Act (Section 148 I.P.C was added later on and Section 147 I.P.C was deleted) at Police Station, Bhupani, District Faridabad.*

*Counsel would inter alia contend that even as per prosecution version in the occurrence that took place on 4.7.2020 no specific attribution has been made against the petitioner. Only one injury is stated to have been inflicted upon the person of the complainant and which was a pistol blow on the right side of the face and which is specifically attributed to co-accused Himanshu (non-applicant). Further urged that co-accused Himanshu has already been arrested and recovery of the pistol has been effected.*

*Notice of motion, returnable for 15.9.2020.*

*In the meanwhile, petitioner is directed to join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.”*

Learned State counsel on instructions from ASI Ramesh Chand, informs the Court that the petitioner has since joined investigation and is not required for any custodial interrogation.

In view of the above, petition is allowed. Order dated 21.07.2020 passed by this Court, is made absolute.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

**September 15, 2020**

*shweta*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No