

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

204

CRM-M No.29717 of 2020 (O&M)
DATE OF DECISION : 6th OCTOBER, 2020

Aditya

.... 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. Mohan Singh Chauhan, Advocate for the petitioner.
 Mr. Arun Beniwal, DAG, Haryana.

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RAJBIR SEHRAWAT, J. (Oral)

CRM-24763-2020

The present application has been filed by the petitioner for amending the present petition, as Section 308 IPC was added after the filing of the petition for anticipatory bail.

For reasons mentioned in the application, the amendment qua addition of Section 308 is allowed. Amended petition annexed with the application is taken on record.

CRM-M No.29717 of 2020

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.0371 dated 10.09.2020 registered under Sections 323/325/506/34 IPC (Sections 308 and 325 IPC added later on) at Police Station Ambala Cantt., District Ambala.

It is contended by learned counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the case of the complainant, the petitioner is alleged to have caused slaps and feast blows. Still further it is submitted that no grievous injury is attributed to the petitioner. The petitioner shall join the investigation. Hence, the petitioner deserves concession of anticipatory bail.

On the other hand, the learned State Counsel, on instructions from SI Radhey Shyam, has submitted that the name of the petitioner is mentioned in the FIR. However, it is not disputed that the only attribution to the petitioner is giving slaps and feast blows. It is also not disputed that the injury inviting Sections 308 and 325 IPC, are not attributable to the petitioner.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of Arresting/Investigating Officer. However, it is further directed that 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 OCTOBER, 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>