

CRM-M-41410-2019

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

CRM-M-41410-2019

Date of Decision: 24.02.2020

Kuldeep @ Dabbu

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Suvir Sidhu, Advocate and
Mr. Gagandeep Singh, Advocate,
for the petitioner.

Mr. Pawan Kumar Jhanda, AAG, Haryana.

HARNARESH SINGH GILL, J. (Oral)

Through the instant petition, the petitioner seeks anticipatory bail in FIR No.47 dated 29.05.2019, registered at Police Station GRP, Hisar, under Sections 379 and 34 IPC.

On 26.09.2019, a Coordinate Bench passed the following order:

“It is contended by learned counsel for the petitioner that the case against the petitioner is concocted. It is further submitted that no specific role has been alleged against the petitioner. Even as per the alleged disclosure statement, the petitioner is alleged to have accompanied the co-accused to Churu in Innova Car, three days prior to the incident. Therefore, even assuming that travel to be correct, the same has no connection with the offence alleged in this case. The name of the petitioner has been dragged in this case only because of his previous antecedents; alleging that the petitioner is involved in three more cases. However, out of those three cases, in two cases the petitioner has already

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been acquitted and the third case is only a matrimonial dispute. Even the last case is alleged to be of the year 2005. Thereafter, there is not even allegation that the petitioner has participated in any such activities.

Notice of motion for 24.02.2020.

Meanwhile, in the event of arrest, the petitioner be released on interim 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.”

Learned counsel for the petitioner states that pursuant to the order dated 26.09.2019 passed by the Coordinate Bench, the petitioner has joined the investigation.

Learned State counsel, on instructions from SI Ram Murti, submits that the petitioner has joined the investigation and is not required for any further investigation.

Looking to the circumstances, but without commenting on the merits of the case, the present petition is allowed and the order dated 26.09.2019 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

24.02.2020
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No