

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

CRR-3428-2019

Date of decision: 06.03.2020

Neeraj

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Parveen Sharma, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Mr. K. D. Sehra, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for setting aside the order dated 01.10.2019, passed by the trial Court, vide which the petitioner has been summoned as an additional accused to face trial in case FIR No.42 dated 19.01.2018 registered under Sections 148, 149, 302, 506, 216, 120-B IPC at Police Station Samalkha, District Panipat.

On 29.01.2020, the following order was passed:

“Counsel for the petitioner has argued that during the course of investigation, the petitioner was found innocent and was kept in Column No.2 while submitting the report under Section 173 Cr.P.C., however, the petitioner has been summoned as an additional accused while allowing the application under Section 319 Cr.P.C. It is further submitted that the petitioner is ready to face the trial and do not intend to challenge the order dated 01.10.2019 vide which the petitioner was summoned as an additional accused.

List again on 06.03.2020.

In the meantime, the petitioner is directed to appear before the trial Court within a period of 10 days from today and the trial Court will release the petitioner on interim bail subject to his furnishing bail/surety bonds.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 29.01.2020, has already appeared before the trial Court and he has been released on interim bail.

Learned counsel for the State, on instructions from ASI Jitender, assisted by learned counsel for the complainant, has not disputed the aforesaid fact.

In view of the above, the present petition is disposed of and order dated 29.01.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

06.03.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No