

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

CRM-M-970-2021 (O&M)

Date of decision: 11.02.2021

Tilak Raj

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Deepak Saini, Advocate for the petitioner.

Mr. Apoorv Garg, D.A.G. Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case FIR No.231 dated 02.10.2020, registered at Police Station Thana Chappar, District Yamuna Nagar, under Sections 148, 149, 323, 452, 506 and 308 (added subsequently) of the Indian Penal Code.

A Co-ordinate Bench of this Court, on 11.01.2021, passed the following order:

“Case taken up through video conferencing.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the case as he had filed a complaint against the complainant party for inflicting injuries upon him; no specific injury is attributed to the petitioner; the allegations in the FIR are vague; there is no other criminal case in which the petitioner is involved; the matter between the parties has been

compromised making the chances of petitioner's conviction extremely bleak; no recovery is to be made from the petitioner; co-accused have been granted interim bail by this Court in CRM-M-36104-2020 Pyari Devi and another Vs. State of Haryana and the petitioner is ready and willing to join the investigation as and when called by the investigating agency.

Notice of motion.

Mr. Kuldeep Tiwari, Addl. A.G., Haryana, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 11.2.2021.

To be heard along with CRM-M-36104 of 2020.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C., in the event of his arrest in FIR No.231 dated 02.10.2020 registered under Sections 148, 149, 323, 452 and 506 IPC (Section 308 IPC added later on), at Police Station Thana Chappar, District Yamuna Nagar, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned counsel for the petitioner submits that in compliance of the order dated 11.01.2021 passed by a co-ordinate Bench of this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from S.I. Surinder

Singh, submits that the petitioner has joined the investigation and is not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 11.01.2021 granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

11.02.2021

(HARNARESH SINGH GILL)

Aman Jain

JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No