

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

211/2

CRM-M-4119-2021

DATE OF DECISION: 02.03.2021

GUL MAHOMMAD

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Virender Mandhan, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioners are seeking anticipatory bail in FIR No. 443 dated 19.10.2020, under Sections 148, 149, 323, 506 and 307 read with Section 34 of the Indian Penal Code, 1860 ('IPC' - for short) (later on Sections 148 and 149 IPC were omitted and Sections 307 and 34 IPC were added), registered at Police Station Indri, District Karnal.

Learned counsel for the petitioner contends that the FIR is the outcome of a sudden quarrel between neighbours. The petitioner had earlier been arrested and granted regular bail. He also contends that upon an application preferred by the prosecution with regard to addition of Section 307 IPC, the investigating officer was permitted to arrest the petitioner. He also contends that the injured has fully recovered from the injuries and the matter has been compromised. The petitioner is 23 years of age and is not involved in any other criminal case.

This Court, by the order dated 29.01.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Balraj Singh, states that the petitioner has joined the investigation.

In view of the above and the petitioner having joined investigation, the order dated 29.01.2021 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

02.03.2021

SwarnjitS

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