

In the High Court of Punjab and Haryana at Chandigarh

103+203

CRM-M-5005-2021 (O & M)

Date of Decision: March 16, 2021

VINOD KUMAR

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Manoj Pundir, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

Mr. Virender Singh Lalhadi, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

CRM-8018-2021

This application is for adding of offence under Section 326 IPC in the head note and the prayer clause of the petition.

It is stated in the application that the offence under Section 326 IPC was added later on and, therefore, could not be incorporated in the petition.

Issue notice to the respondent.

At the asking of the Court, Mr. Arun Beniwal, DAG, Haryana accepts notice on behalf of the respondent-State.

For the reasons stated in the application, the same is allowed and the offence under Section 326 IPC be added in the head note and the prayer clause of the petition.

Registry is directed to carry out the necessary correction.

Main Case

The petitioner is seeking anticipatory bail in FIR No.17 dated 23.01.2021 under Sections 148, 149, 323, 324, 326, 427, 452 & 506 IPC, registered at Police Station Bilaspur, District Yamuna Nagar, Haryana.

Learned counsel for the petitioner contends that it is a case of version and cross-version. The son of the petitioner was injured and the petitioner himself had fractured his hand. Copies of the MLR of the petitioner and his son are at Annexures P-2 and P-3. It is alleged in the FIR that the petitioner had given 'kassi binda' blow at the back and right knee of the complainant

Learned counsel for the complainant contends that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail. He further contends that the petitioner is involved in other cases.

This Court, by the order dated 03.02.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered 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, on instructions from SI Balvir Singh, states that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the order dated 03.02.2021 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

March 16, 2021
A.Kaundal

Whether speaking/ reasoned : Yes/No

Whether Reportable : Yes/No