

205-3

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

CRM-M-4257-2020

Date of Decision : 02.08.2021

Mohammad Isha

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Mazlish Khan, Advocate,
for the Petitioner.

Mr. Anmol Malik, Dy. Advocate General, Haryana.

SUDIP AHLUWALIA J. (ORAL)

Ld. State Counsel on instructions from HC Dinesh Kumar submits that the Petitioner has joined investigation but the weapon of offence used by him in the occurrence has not been recovered.

2. In the opinion of this Court, custodial interrogation for this purpose would appear to be unwarranted since the weapon alleged to have been used by this Petitioner is basically innocuous/unidentifiable in nature and there is no allegation of use of any firearm or other regular assault weapon/sharp edged weapon specifically usable for violence by him.

3. For the above, reasons the interim order dated 31.01.2020, is hereby made absolute and the Petitioner is granted Anticipatory Bail subject to his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. However, he 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.

3. Disposed off.

August 02, 2021
Dpr

(SUDIP AHLUWALIA)
JUDGE

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