

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7203-2020

Date of Decision: 12.08.2021

Rajbalinder

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present : Mr. Rishu Garg, Advocate for the petitioner.

Mr. Anmol Malik, DAG, Haryana.

Mr. Vikram Singh, Advocate, for the complainant.

(The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual Court).

ARUN PALLI, J. (Oral):

Vide this petition under Section 438 of the Code of Criminal Procedure, the petitioner prays for an anticipatory bail in FIR No. 304 dated 7.11.2019 under Sections 307/34 of the Indian Penal Code, registered at Police Station Israna, District Panipat.

Upon hearing the learned counsel for the petitioner, this Court, vide order dated 28.02.2020, had granted ad interim bail to the petitioner:-

“ It is submitted by Ld. State Counsel that the petitioner happens to be the brother of the actual assailant, who had filed the gun-shots and that his own role is limited to having slapped the victim at an earlier stage.

In such circumstances, considering the role imputed to the petitioner, at this stage, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

1 That he shall make himself available for

interrogation by a Police Officer as and when required;

2 That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer and;

3 That he shall not leave India without prior permission of the Court. Adjourned to 22.05.2020. ”

Learned State counsel, on instructions from SI Ranbir, submits that the petitioner has since joined the investigation, pursuant to order dated 28.2.2020 (*ibid*), and is no longer required for any custodial interrogation.

In the wake of the above, the order dated 28.2.2020 is made absolute.

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

The petition is accordingly disposed of.

(ARUN PALLI)
JUDGE

12.08.2021

AK Sharma

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