

103

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

-.-

CRM M 21425 of 2021 (O&M)

Date of decision: 28.05.2021

Bhagwat Dayal

.....*Petitioner*

Versus

State of Haryana

.....*Respondent*

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

-.-

In virtual Court

Present: Mr. Khalid, Advocate
for the petitioner

-.-

Rajbir Sehrawat, J. (Oral)

CRM 15854 of 2021

Allowed as prayed for.

Main case

The present petition has been filed by the petitioner under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in case FIR No. 670 dated 12.11.2020 registered under Sections 148, 149, 323, 452 and 506 of the Indian Penal Code at Police Station Camp, District Palwal.

It is submitted by counsel for the petitioner that case against the petitioner is totally concocted. In fact, it is a case of version and cross

version. It is further submitted that even as per the case of the prosecution, there is no allegation of grievous injury having been caused by the petitioner to any person. There is no other case against the petitioner except the present one. The petitioner shall join the investigation. Hence, the petitioner deserves to be protected against his arrest.

Notice of motion.

Mr. Rajesh Guar, Additional Advocate General, Haryana accepts notice on behalf of the State.

Counsel for the State submits that some serious allegations have been levelled against the petitioner as he formed part of an unlawful assembly and caused injury. However, it is not disputed that there is no grievous injury attributed to the petitioner; as having been caused to any person. It is also not disputed that there is no other case against the petitioner.

In view of the above submissions, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bounds/surety bonds to the satisfaction of the Arresting/Investigating Officer. However, it is further directed that the petitioner 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.

(Rajbir Sehrawat)
Judge

28.05.2021
Mohan Bimbura

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