

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

**CRM-M-23344-2021
Date of decision: 06.10.2021**

Virender

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Deepkaran Dalal, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.117 dated 02.05.2021 lodged under Section 323, 341, 379-B, 506, 34 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959 registered at Police Station Mundkati, District Palwal, Haryana.

The operative part of the order dated 17.06.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner contends that the petitioner is innocent which is evident from the fact that neither was he named as an accused in the FIR in question nor any recovery was effected from him subsequent to the registration of the said FIR with respect to the occurrence which took place in the night of 21.05.2021. Learned counsel, while inviting the attention of this Court to the FIR in question, submits that the allegations were levelled against three boys, who were riding a motorcycle and calling each other by the names of Saurabh and Nitin, and who had snatched Rs.2000/- and a mobile phone after waylaying the complainant.

Learned counsel for the petitioner submits that as per the prosecution, two more crimes of similar nature were committed at about the same time, however, even in those two alleged crimes, name of the petitioner did not figure even by way of any disclosure statement of the co-accused, who were apprehended and interrogated by the investigating agency. He further submits that the petitioner is a man of clean antecedents and not involved in any other case.

Notice of motion.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 17.06.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 17.06.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

06.10.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No