

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

208

CRM-M-24372-2021 (O&M)

Date of Decision: 16.11.2021

Ramavtar ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Mukesh Yadav, Advocate, for the petitioner.

Ms. Sheenu Sura, DAG, Haryana,
assisted by SI Tipender Singh.

Mr. Sukhmeet Singh, Advocate, for the complainant.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.211 dated 12.06.2021 at Police Station Kanina, District Mohindergarh, under Sections 109/147/149/295-A/323/452/506 IPC (Section 379 IPC added later on).

2. At the time of issuance of notice of motion, the following order was passed:

“Counsel for the petitioner has contended that a false case has been foisted against the petitioner as he had given a complaint against the complainant before the Forest Department and a civil litigation is pending between them. He urges that no active role has been assigned to the petitioner in the instant FIR and the sole allegation against him is that he had instigated the co-accused, who entered the Gurudwara Sahib with uncovered heads and their footwear on and not only attacked the complainant but also snatched money from him. He submits that the petitioner is

willing to join the investigation and co-operate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Gurmeet Singh, AAG, Haryana, who is assisted by Mr. Sukhmeet Singh, Advocate for the complainant, accept notice. It has been urged by the respondent that the complainant, who is 85 years old had received 03 injuries at the hands of co-accused, Mohan and Ved Parkash, who after snatching Rs.4750/- from the complainant handed over the money to the petitioner.

List on 16.11.2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation, the petition is accepted and the interim directions issued by this Court vide order dated 15.07.2021 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

16.11.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

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