

214-A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.25198 of 2020
Date of Decision:16.09.2021

NAVEET @ CHHOTA

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Ms. Sharmila Sharma, Advocate
for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video-conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.326 dated 16.07.2020 registered under Sections 452, 506, 509 read with Section 34 of IPC and Section 25 of Arms Act, at Police Station Sadar Sonipat, District Sonipat.

Notice of motion was issued on 31.08.2020 and following order was passed by the Co-ordinate Bench:-

"The case is taken up through video conferencing on account of COVID 2019.

This is a petition for grant of anticipatory bail in case FIR No. 326 dated 16.7.2020 registered under Sections 452, 506, 509 read with Section 34 IPC and under Section 25 of Arms Act, at Police Station Sadar, Sonipat, District Sonipat.

The FIR was lodged on the complaint of one Parveen that on 16.7.2020, he was present in his house. His parents also reside with

him. His elder brother Anand had come to meet them. His uncle Mahabir and Bani Singh were also present in the house. At about 1.30 pm, his real brother Sunil alias Nanha, Joginder, Pawan alias Balu and three other boys came. On reaching, they started abusing complainant. They also abused parents of complainant. Sunil who was having pistol threatened complainant to come out and he will shoot him.

Learned counsel states that petitioner has not been named in the FIR. Name of petitioner was disclosed by co accused Sunil (brother of complainant) as one of persons who had accompanied him. She states that there is family dispute on the division of ancestral land. Petitioner has no concern with the case. Main accused Sunil has already been arrested.

Notice of motion.

Mr. Deepak Bhardwaj, DAG Haryana accepts notice on behalf of State.

Adjourned to 27.11.2020.

In the meanwhile, in the event of arrest of petitioner, he shall be released on interim anticipatory bail to the satisfaction of Arresting Officer/Investigating Officer. He will abide by conditions of Section 438 (2) Cr.P.C.

(HARINDER SINGH SIDHU)

JUDGE

31.8.2020

sjks”

Learned counsel for the petitioner submits that in compliance of the order dated 31.08.2020, petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

Vide order dated 18.03.2021, one more indulgence was granted to the petitioner to co-operate with the investigating agency.

Now, learned State counsel on instructions from SI Dharambir submits that petitioner has fully co-operated with the

investigating agency. The petitioner is no more required for further investigation in the case.

In view of aforesaid factual position, the interim order dated 31.08.2020 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

16.09.2021
Amandeep

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No