

202-2

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.26328 of 2020 (O&M)

Decided on: 03.11.2021

Manjeet and others

....Petitioners

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Shubham Gupta, Advocate
for Mr. L.M. Gulati, Advocate
for the petitioners.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR No.260 dated 05.08.2020 registered under Sections 148, 149, 186, 307, 323, 332, 353, 427 and 447 IPC at Police Station Chandimandir, District Panchkula.

The operative part of the order dated 18.09.2020, vide which interim anticipatory bail has been granted to the petitioners, is reproduced as under:-

“...Learned Counsel for the petitioners has reiterated his prayer for grant of interim anticipatory bail by submitting that the petitioners are allottees/descendants of the allottees and are in possession of the land in question. There was no order for their dispossession or demolition of any construction. Four members of village Rattewali namely Jai Pal, Keemti Lal, Karan Dass and Vikram of Gram Panchayat have given affidavits that resolution No. 1 dated 28.07.2020 was not signed by them and their signatures on the same are forged and fabricated. No injury was caused by the petitioners to any

of the public servants. Offence under Section 307 of the IPC is not made out. The petitioners are ready to join the investigation.

Learned State Counsel seeks adjournment to file detailed reply with relevant documents.

Adjourned to 09.11.2020.

Reply along with relevant documents be filed in the registry and advance copy thereof be supplied to the learned Counsel for the petitioners.

In the meanwhile, the petitioners are directed to join the investigation as and when called upon to do so. In the event of their arrest, the petitioners shall be released on interim bail by the arresting officer/investigating officer on furnishing of bail bonds by them to the satisfaction of the arresting officer/investigating officer. The petitioners shall comply with the conditions enumerated under Section 438(2) of the Cr.P.C. failing which they shall not be entitled to the protection of interim bail allowed to them....”

Counsel for the petitioners has submitted that, in pursuance to the order dated 18.09.2020, the petitioners have appeared before the Investigating Officer and have joined the investigation.

Counsel for the State, on instructions from ASI Ramesh Chand, has not disputed the aforesaid fact and submits that the petitioners are no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioners vide order dated 18.09.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

03.11.2021

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No