

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

206

CRM-M-35964-2021

Decided on : 05.10.2021

Amarjeet

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

(Through Video Conferencing)

PRESENT: Mr. B. S. Rana, Senior Advocate with
Mr. Nayandeep Rana, Advocate
for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

VIKAS BAHL, J. (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No. 176 dated 24.06.2021 under Sections 285, 506, 120-B, 34 IPC, 1860 and Section 25-54-59 of Arms Act, registered at Police Station Arya Nagar, Rohtak, District Rohtak.

On 02.09.2021, this Court was pleased to pass the following order:-

“Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.176 dated 24.06.2021 registered under Sections 285/506, 120-B, 34 of the Indian Penal Code, 1860 and Sections 25-54-59 of the Arms Act, 1959 at Police Station Arya Nagar, Rohtak, District Rohtak.

Learned Senior Counsel for the petitioner inter alia contends that the petitioner was not named in the FIR and has been roped only on account of the disclosure statement of co-accused namely Sandeep and even as per the said statement, neither any overt act has been attributed to the petitioner nor the petitioner has shot any fire and in fact, the petitioner is a National Level Shooter who has never been involved in any other case and has a licensed revolver.

Notice of motion.

On the asking of this Court, Mr. Praveen Bhadu, AAG, Haryana, appears and accepts notice on behalf of State of Haryana and seeks time to get instructions.

Adjourned to 05.10.2021.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, 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.”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has already jointed the investigation.

Learned State counsel, on instructions from ASI Kuldeep, has also submitted that the petitioner has joined the investigation on 06.09.2021.

Keeping in view the abovesaid facts and circumstances, moreso ,the fact that the petitioner has joined the investigation, the present petition for anticipatory bail is allowed and the interim order dated 02.09.2021 is made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

(VIKAS BAHL)
JUDGE

05.10.2021
Mehak

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No