

259-A

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

CRM-M-38853-2021

Date of decision : 20.12.2021

Sunil

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. V.P. Sangwan, Advocate for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is first petition filed under Section 438 read with Section 482 of Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.100 dated 15.05.2021 registered under Sections 147, 149, 323, 342, 506 of the Indian Penal Code, 1860 (Sections 325 and 307 of IPC have been added later on) at Police Station Jui Kalan, District Bhiwani.

On 20.09.2021, a Coordinate Bench of this Court was pleased to pass the following order:-

“CRM-30534-2021

Application is allowed as prayed for.

Main case

Learned counsel contends that the role attributed to the petitioner (accused No.25) is similar to the co-accused, namely, Ramesh Kumar, who has been extended the concession of pre arrest bail vide order dated 01.09.2021 (Annexure P-4).

Notice of motion for 20.12.2021.

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.

To be heard along with CRM-M-35755-2021.

Sd/- (MANOJ BAJAJ)

JUDGE

September 20, 2021”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 20.09.2021, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from ASI Rajesh Kumar, has submitted that the petitioners has joined the investigation on 17.12.2021 and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances, moreso the facts which have been noticed in the order dated 20.09.2021 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 20.09.2021 is ordered to be 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.

20.12.2021

Pawan

(VIKAS BAHL)

JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No