

203-4

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

CRM-M-36746 of 2020

Date of decision: January 28, 2021

Ranbir

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gourav Jain, Advocate for the petitioner.

Mr. Kiran Pal Singh, AAG Haryana.

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner in FIR No.409 dated 11.09.2020, under Sections 148, 149, 341, 323, 325, 506 of the Indian Penal Code, 1860 (for short 'IPC') (Section 325 IPC added later on) & Section 25 of the Arms Act, 1959 (for short 'Arms Act'), registered at Police Station City Tohana, District Fatehabad.

The coordinate Bench of this Court, on 09.11.2020, while issuing notice of motion, passed the following order:-

“The matter has been taken up through video-conferencing on account of outbreak of pandemic COVID-19.

Inter-alia contends that petitioner is neither named in the FIR nor any injury has been attributed to him and moreover, Section 325 IPC was added later on.

Notice of motion.

At this stage, Mr. Gagandeep Singh Chhina, Assistant

Advocate General, Haryana accepts notice.

In the meanwhile, the petitioner will join the investigation before the investigating officer. In the event of his arrest, the Arresting Officer would admit him to interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438 (2) Cr.P.C.

To come up on 27.01.2021 to file the status report by the investigating officer.”

Learned State counsel, on instructions from SI Dilbag Singh, has stated that in terms of order dated 09.11.2020, petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 09.11.2020 granting interim bail to the petitioner, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

January 28, 2021
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No