

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 244

CRM-M-44325-2021

Date of decision : 17.11.2021

Sonu Khrab

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.N.K.Jaglan, Advocate, for the petitioner.

Mr.Z.S.Chauhan, DAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

The matter has been taken up through video conferencing.

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.1097 dated 01.10.2019 registered under Sections 148, 149, 342, 427, 455, 506 and 120-B IPC and Section 25 of the Arms Act, 1959 at Police Station City Thanesar, Kurukshetra.

On 21.10.2021 this Court passed the following order: -

“The present petition has been filed under Section 438 of Code of Criminal Procedure, 1973 seeking grant of concession of anticipatory bail to the present petitioner-Manpreet Khrab in case FIR No.1097, dated 01.10.2019 under Sections 148, 149, 342, 427, 455, 506 and 120-B of IPC and Section 25 of Arms Act, 1954 registered at P.S. City Thanesar, Kurukshetra.

It is submitted by learned counsel for the petitioner that the FIR was got registered at the instance of Shashi Sharma, who had taken MG Grand Hotel situated at Mohan Nagar, Panipat on lease. He had stated in general that about 25 to 30 boys in connivance with each other while armed with weapons had come to his hotel on 01.10.2019 and indulged in vandalization of hotel and also threatened to kill the hotel staff. They were armed with dandas, swords, knife, hammer as well as country made pistol. However, when they tried to refrain them from doing so, then they had run away.

It is submitted that even though, there are stated to be 25 to 30 boys to have participated in the occurrence in question, but no specific person as such has been named by the complainant. As such, it is submitted that a false case has been planted upon the present petitioner.

Notice of motion.

Ms. Safia Gupta, learned Assistant Advocate General, Haryana appears on behalf of the State of Haryana and accepts notice.

Learned State counsel submits that even though, the FIR was got registered against unknown persons but however, it was in pursuance of the CCTV camera recording that the present petitioner has been nominated as accused.

In these circumstances, let status report be furnished by the learned State counsel before the next date of hearing i.e. 17.11.2021.

The petitioner is directed to join the investigation within a period of 10 days from today onwards. In the event of arrest, the petitioner shall be released on interim anticipatory bail, to the satisfaction of the Arresting Officer and shall also abide by the conditions laid down under Section 438(2) Cr.P.C. ”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined investigation; has cooperated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above and the statement made by learned State counsel that the petitioner's custodial interrogation is not required, the order of this Court dated 21.10.2021, granting ad interim anticipatory bail to the petitioner is made absolute.

17.11.2021
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No