

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

**CRM-M-36288-2019
Date of decision: 11.08.2021**

Ankit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.79 dated 26.02.2019, registered under Sections 323, 341, 342, 365, 379-B, 120-B, 34 IPC and 3(1) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Indri, Karnal.

The operative part of the order dated 23.01.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“According to prosecution, in the evening of 25.02.2019, petitioner alongwith his friends Himanshu, Ankit Dabbas, Mishal Dabbas and one other person repeatedly beat complainant at three places and caused multiple grievous injuries including two fractures to him on his left arm. The motive behind the occurrence is love affair between the sister of petitioner and complainant.

Learned counsel *inter alia* contends that co-accused Mishal Dabbas has been enlarged on bail.

On the other hand, learned State counsel, assisted by learned counsel for complainant, vehemently opposing the anticipatory bail application, submits that petitioner is

required for custodial interrogation for effecting the recovery of mobile, car used in the commission of crime and the weapon of offence.

Considering overall facts and circumstances, petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he 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.

Adjourned to 29.04.2020, for consideration.”

As per statement of ASI Shamsher Singh, the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above and considering the fact that petitioner is on interim anticipatory bail for the last more than one and a half year and he has not misused the same during that period, the present petition is allowed and the interim bail granted to the petitioner, vide order dated 23.01.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

11.08.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No