

S.No.101

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

CRM-M-48183 of 2021

Date of Decision:17.11.2021

Paramjeet

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present:- Mr. Amardeep Sheoran, Advocate for the petitioner.

SURESHWAR THAKUR, J. (ORAL)

1. FIR bearing No.85 of 19.04.2021, constituting therein offences embodied under Sections 148, 149, 323, 341, 365, 506 IPC (Section 367 IPC added later on), stands registered against the petitioner- bail applicant at Police Station Badhra District Charkhi Dadri.

2. Notice of motion.

3. On the asking of the Court, Mr. Pardeep Prakash Chahar, DAG, Haryana, accepts notice on behalf of the State.

4. Learned Deputy Advocate General, Haryana submits, that the victim-injured has fully recovered from the injuries and also has been discharged from the hospital. Furthermore, he also submits that all the relevant recoveries insmuch as of the incriminatory weapon as used by the bail applicant in the making of the relevant assault, upon, the injured has been effected, at the instance of the bail applicant, by the Investigating Officer. However, he submits that since the bail applicant has tainted antecedents, hence the relief of anticipatory bail be declined.

5. Nonetheless, the afore argument addressed by the learned State

Counsel would become denuded of vigor, upon this, Court imposing stringent conditions upon the bail applicant.

6. Consequently, in the event of arrest of the bail applicant, by the Investigating Officer, the latter shall be released, subject to the bail applicant's furnishing personal and surety bonds in the sum of Rs.50,000/- each, to the satisfaction of the Investigating Officer. Moreover, the bail applicant shall also give an undertaking before the Investigating Officer, that as and when he is summoned, through a written Hukamnama, he shall ensure his rendering cooperation to the Investigating Officer.

7. Preponderantly, even the tainted antecedents of the bail applicant may not estop this Court in granting the espoused indulgence to him. However, with the condition that in case he re-indulges in criminal activity, then the order made today, shall become ipso facto annulled, and the, Investigating Officer shall forthwith take the bail applicant into custody and, thereafter, shall produce him before the Judicial Magistrate concerned, for the latter making orders for his being put to judicial custody.

8. Disposed of.

November 17, 2021
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(SURESHWAR THAKUR)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No