

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-50486 of 2019 (O&M)
DATE OF DECISION:08.09.2021

Dhani Ram

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. M.D. Khan, Advocate
for the petitioner.

Mr. Gaurav Bansal, Assistant Advocate General,
Haryana for the respondent-State.

HARSIMRAN SINGH SETHI, J. (ORAL)

CRM No.28712 of 2021

Application is allowed.

Document is taken on record.

CRM No.M-50486 of 2019

The petitioner is seeking anticipatory bail in FIR No.200 dated 28.10.2018 under Sections 148, 149, 323, 307 of IPC and 25, 54 & 59 of Arms Act, 1959 registered at Police Station Hasanpur, District Palwal.

The coordinate Bench of this Court passed the following order dated 28.11.2019:

Learned counsel for the petitioner contends that the case against the petitioner has been concocted as a counter blast since the petitioner had lodged another FIR against the complainant of the present FIR qua abducting the sister of the present petitioner. It is also submitted that the complainant is a habitual offender, having several cases involving serious offences, against him. Counsel has further submitted that the allegation that the co-accused of the petitioner fired the gun shot is factually incorrect.

There has been no gun shot injury caused to the complainant, nor any medical record supports the assertion in the FIR that the complainant was caused gun shot injury on the chest. However, since the complainant is experienced criminal, therefore, he managed a self inflicted injury with a broken wine glass bottle, just to create a false case against the petitioner.

Notice of motion for 21.04.2020.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

Learned counsel appearing on behalf of the respondent-State submits that the petitioner has already joined the investigation and is cooperating. Learned counsel for the State further submits that investigation is over and challan has already been submitted.

In view of the above, the order dated 28.11.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C.

The petition stands disposed of.

September 08, 2021

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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable : Yes / No