

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CRM-M-3914-2022
Decided on : 31.03.2022

Aman Chauhan

. . . Petitioner

Versus

State of Haryana

. . . Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Narinder S. Lucky, Advocate
for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 308 dated 04.12.2021 under Sections 148, 149, 323 and 506 of the Indian Penal Code, 1860 (Section 307 IPC added later on) registered at Police Station Mullana, District Ambala.

On 01.02.2022, this Court was pleased to pass the following order:

“It is inter alia argued that the petitioner has not been named in the FIR and no specific injury has been attributed to the petitioner. It is further submitted that with respect to there being another FIR of the year 2018, it has been stated that the petitioner is already on bail in the said case.

Notice of motion.

On advance notice, Mr.Praveen Bhadu, AAG,

Haryana, appears and accepts notice on behalf of the respondent-State.

Adjourned to 15.03.2022.

In the meantime, in the event of arrest, the petitioner is ordered to 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. ”

Thereafter, on 15.03.2022, the following order was passed:-

“Learned State counsel, on instructions from ASI Amandeep Singh, has submitted that in pursuance of the order dated 01.02.2022, the petitioner has not joined the investigation .

Adjourned to 31.03.2022.

The petitioner is again directed to join the investigation on 22.03.2022 at 11:00 AM.

Interim order to continue.”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation and is not involved in any other case.

Learned State counsel, on instructions from Insp. Subhash, has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid orders dated

01.02.2022 and 15.03.2022 respectively and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 01.02.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

(VIKAS BAHL)
JUDGE

31.03.2022
Mehak

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No