

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

**CRM-M No.4719 of 2022
Date of Decision :09.05.2022**

Bikram Singh

.....Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present : Mr.S.K.Tripathi, Advocate for the petitioner.

Mr.Surender Singh, AAG, Haryana
assisted by I.O. Jarnail Singh.

ARUN PALLI, J. (Oral):

Vide this petition under Section 438 of Cr.P.C. the petitioner prays for anticipatory bail in FIR No.0519 dated 27.11.2021, under Sections 307, 323 and 34 of IPC and Section 25 of Arms Act, 1959, registered at Police Station Naraingarh, District Ambala.

Upon hearing the learned counsel for the petitioner on 04.02.2022, this Court had enlarged the petitioner on interim bail:-

“Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.519 dated 27.11.2021, registered at Police Station Naraingarh, District Ambala, under Sections 307, 323 and 34 IPC and Section 25 of the Arms Act, 1959.

Learned counsel for the petitioner contends that the petitioner was not named in the FIR; that the petitioner has been implicated just because he happens to be the father of co-accused Sahil Rana; that the petitioner is a govt. teacher and has no concern with the present case; that in fact, there was some monetary dispute between the complainant on one hand and co-accused Baldev Singh on the other, and in order to satisfy his grudge, the former also got lodged an FIR

dated 10.03.2021 against the co-accused; that in that FIR, an untrace report was presented; that on 06.04.2021, daughter of co-accused Baldev Singh also moved a complaint against the present complainant and his family members under Section 420 IPC and as a counter-blast to that, the present FIR stands registered; that it is a case of no injury and that co-accused Baldev Singh stands released on bail by the learned Additional Sessions Judge, Ambala, vide order dated 17.01.2022 (Annexure P-2).

Notice of motion for 03.05.2022.

Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) Cr.P.C.

However, anticipatory bail, granted while exercising the judicial discretion, should not operate as an inroad into the statutory investigational power of the police.”

On instructions from Jarnail Singh, Investigating Officer, learned State counsel submits that pursuant to the order dated 04.02.2022 (ibid), the petitioner had joined the investigation and is no longer required for any custodial interrogation.

In the wake of the above, the order dated 04.02.2022, is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. and shall join the investigation as and when called upon to do so.

The petition is accordingly disposed of.

(ARUN PALLI)
JUDGE

09.05.2022
Manoj Bhutani

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