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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRR-516-2022 (O&M)

Date of Decision: 21st April, 2022

Hakem Singh @ Kala

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Anjurdh Singh Shera, Advocate for the petitioner.
Ms. Geeta Sharma, Deputy Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

1. This criminal revision petition is filed seeking release of petitioner under Section 167(2) Cr.P.C.
2. The issue in the present petition is that in case of filing of the challan without FSL report tantamounts to filing incomplete challan. The issue was referred to a Division Bench and interim bails were granted in those cases.
3. Learned counsel for the petitioner relies upon decision of this Court in Suresh Versus State of Haryana, CRR No. 1135 of 2020 decided on 18.11.2020.
4. Learned State counsel opposes the bail but is not in a position to distinguish the present case vis-a-vis the case relied upon by the petitioner.
5. Similar issue was dealt by this Court in *Suresh v. State of Haryana*, CRR No. 1135 of 2020 decided on 18.11.2020.

6. The operative part of order in case of **Suresh's case (supra)** is quoted below:

*“Taking into account all the above circumstances, the Criminal Revision Petition is allowed at this stage and the petitioner is permitted to be conditionally released on bail to the satisfaction of the Ld. Trial Court concerned. It is however clarified that in case of any different result coming forth from that in the decision in **Ajit Singh alias Jeeta's case (supra)**, the State would be at liberty to seek cancellation/modification of this order, if warranted at that stage.”*

7. The present petition is disposed of in the same terms as in CRR No. 1135 of 2020.

[AVNEESH JHINGAN]
JUDGE

21st April, 2022
Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No