

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

208

CRM-M-8491-2020

Date of Decision: 13.01.2022

Manish Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Shashi Kumar Yadav, Advocate,
for the petitioner.

Ms. Sheenu Sura, DAG, Haryana,
assisted by ASI Jamshed.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.0075 dated 27.09.2018 at Police Station Dabua, Faridabad, under Sections 147/149/323/452/506 IPC.
2. The FIR in question was lodged at the instance of Manish Chobey, wherein it is alleged that on 14.09.2019, when he was on duty in M/s Shiv Tools Engineering Pvt. Ltd., then Maya Devi accompanied by 30/35 persons entered forcibly in the premises of M/s Shiv Tools Engineering Pvt. Ltd. It is alleged that said persons were carrying sticks and they hurled abuses to the complainant, gateman, Dilshad, Mahender etc. and also gave beatings to them.
3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the instant case and that he is nowhere named in the FIR.

4. On the other hand, learned State counsel has submitted that Maya Devi accompanied by 30/35 armed persons had entered into the factory premises with an object to cause harm to the complainant & others and since the said accused had constituted an unlawful assembly and had trespassed into the premises so as to cause injuries, no case for grant of bail is made out. It has further been submitted that although the petitioner is not specifically named in the FIR, but he has been identified through the CCTV footage/s collected from the CCTV cameras installed in the factory premises. Learned State counsel has, however, informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation and that he is not wanted in any other case.
5. Having regard to the facts and circumstances of the case particularly that it is a case of causing simple injuries and that the petitioner in any case has joined investigation and is not required for custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 27.02.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

13.01.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**