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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-23565-2022 (O&M)

Date of decision : 25.08.2022

Aamir

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: None for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.123 dated 11.03.2022 registered under Sections 148, 149, 323, 324, 341, 285, 506 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959 at Police Station Sadar Tauru, District Mewat.

On 27.05.2022, this Court had passed the following order:-

“Inter alia contends that the petitioner had got FIR No.121 dated 10.03.2022 registered on the allegation that the petitioner had received a fire arm injury on his forehead and chest and the FIR in question which has been registered on 11.03.2022 is a cross version of the same and as per the same, the petitioner has not been alleged to have given any injury.

Notice of motion for 01.08.2022.

In the meantime, in the event of arrest, the petitioner shall 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 01.08.2022, the following order was passed:-

“Learned State Counsel has pointed out that the petitioner has not joined the investigation in compliance of the order dated 27.05.2022 passed by this Court.

The petitioner is directed to again join the investigation on 08.08.2022 at 11:00 AM.

Adjourned to 25.08.2022.

Interim order to continue.”

Learned counsel for the State, on instructions from ASI Ved Parkash, 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 order dated 27.05.2022 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 27.05.2022 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.

All the pending miscellaneous applications, if any, stand disposed of in view of the abovesaid order.

25.08.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No