

203

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

CRM-M-33299-2021

Date of decision : 03.03.2022

Harun @ Mulla

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Gautam Dutt, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

Mr. Akshay Jindal, Advocate for the complainant.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of regular bail to the petitioner in FIR No.484 dated 14.09.2019 registered under Sections 148, 149, 323, 302, 307, 506, 120-B of the Indian Penal Code, 1860 and Sections 25, 54 of the Arms Act, 1959 (Sections 325, 201 and 212 of IPC have been added later on) at Police Station Sadar Tauru, District Nuh.

Learned counsel for the petitioner has submitted that the trial Court had rejected the bail application of the petitioner on 10.06.2021 and thereafter, substantial period of custody has been undergone by the present petitioner and there are several arguable points and for the same, reference would be required to be made to the zimni orders in which, as per his instructions, although, examination-in-chief of the complainant was

recorded but an application under Section 319 of Cr.P.C. has been filed and thus, in view of the changed circumstances, he seeks permission of this Court to withdraw the present petition with liberty to the petitioner to file fresh bail application before the trial Court.

Learned State Counsel as well as counsel for the complainant have no objection to the said course of action.

In view of the abovesaid facts and changed circumstances, the present petition is dismissed as withdrawn with liberty to the petitioner to approach trial Court and raise all the pleas which have been raised in the present petition and all the subsequent pleas which are available to the petitioner, in accordance with law.

03.03.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No