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

CRM-M-30392-2022

Date of decision : 12.10.2022

Pawan Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Vikas Bishnoi, Advocate 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.351 dated 09.06.2022 registered under Section 25(1-B)(a) of the Arms Act, 1959, at Police Station Adampur, District Hisar.

On 18.07.2022, a Coordinate Bench of this Court was pleased to pass the following order:-

“This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 351 dated 9.6.2022 registered under Section 25 (1-B) (a) of Arms Act at Police Station Adampur, District Hisar.

As per allegations in FIR, one country made pistol was recovered from Vikas alias Vishnu. Vikas alias Vishnu in his disclosure statement stated that he had purchased said country made pistol from petitioner for a sum of Rs. 4,000/-.

Learned counsel for petitioner states that the recovery has already been effected. Petitioner is ready and willing to

join investigation and cooperate in same.

Notice of motion for 12.10.2022.

In the meanwhile, in the event of arrest of petitioner, he shall be released on interim anticipatory bail to the satisfaction of Arresting Officer/Investigating Officer. He will join investigation as and when called for and cooperate in same. He will abide by conditions of Section 438 (2) Cr.P.C.

Sd/-(HARINDER SINGH SIDHU)

JUDGE

18.7.2022”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 18.07.2022, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from SI Vinod Kumar, 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 18.07.2022 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 18.07.2022 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.

12.10.2022

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No