

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

212

CRM-M-33974-2021 (O&M)

Date of Decision: 17.01.2022

Ankit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Kartar Singh Malik (I), Advocate,
for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

(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.0544 dated 09.08.2021 at Police Station Rohtak City, District Rohtak, under Sections 279/323/336/506 IPC (Section 307 IPC added later on).
2. At the time of issuance of notice of motion on 20.08.2021, the following order was passed:

“Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case and that is a case where the complainant is alleged to have gone to a place i.e. Kutana Road, Rohtak on the asking of the petitioner as the petitioner had some kind of dispute with someone. The complainant has stated that he went to the said place and when he was returning back alongwith his friend Amit, then the petitioner Ankit came from behind and hit him, as a result of which he sustained injuries. The complainant alleged that the petitioner was hurling abuses and saying that as to why the complainant had not supported him in his dispute.

Learned counsel for the petitioner submits that although in the instant case the police has also added offence under Section 307 IPC, but keeping in view the nature of injury sustained by the complainant which is in the nature of a simple injury and the fact that the petitioner seems to have halted and had hurled abuses and did not make any attempt again to cause any more injury, Section 307 IPC may not be attracted.

Notice of motion for 17.1.2022.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the 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.”

3. Learned State counsel upon instructions has 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.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation, the petition is accepted and the interim directions issued by this Court vide order dated 20.08.2021 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.

17.01.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No