

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

CRM-M-34184-2022

Date of Decision: 08.09.2022

Pankaj

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Nonish Kumar, Advocate,
for the petitioner.

Mr. Munish Sharma, A.A.G., Haryana.

VIKAS BAHL, J. (Oral)

This is the first petition under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 489 dated 11.07.2022, under Sections 148/149/308/324 of the IPC (Section 120-B of the IPC was added later on), registered at Police Station Civil Line, District Karnal.

On 04.08.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner inter alia contends that in the present case, only one injury has been caused to the injured and that injury was attributed to Tushar. It is further submitted that neither the petitioner has been attributed any injury nor he has been named in the FIR. It is contended that the petitioner is sought to be implicated only on the basis of disclosure statement of co-accused namely Tushar. It is further contended that the petitioner is not involved in any other case.

Notice of motion for 08.09.2022.

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.*

(VIKAS BAHL)

04.08.2022”

JUDGE

Learned counsel for the petitioner has submitted that in
pursuance of the above-said order, the petitioner has joined the
investigation.

Learned State counsel, on instructions from ASI Gaurav
Kumar, has submitted that the petitioner has joined the investigation and is
not required for further investigation.

Keeping in view the abovesaid facts and circumstances
moreso, the facts which have been noticed in abovesaid order dated
04.08.2022, 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 04.08.2022 is
ordered to be made absolute.

However, nothing stated above shall be construed as a final
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.

September 08, 2022
nitin

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No