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

CRM-M-35406-2022

Date of decision:10.08.2022

ANIL KUMAR @ RAJU

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. N.K. Sharma, Advocate
for the petitioner.

Mr. Pradeep Prakash Chahar, DAG, Haryana

SURESHWAR THAKUR, J. (ORAL)

1. The petitioner, by filing the present petition cast under Section 438 of Cr.P.C., seeks grant of anticipatory bail in case FIR No.433 of 07.08.2021, registered at Police Station Kaithal City, District Kaithal, wherein, offences constituted, under Sections 420, 467, 468, 471, 120-B of IPC, (Section 201 of IPC, and, under Section 66 of Information Technology Act added lateron), are embodied.

2. Since the co-accused in the petition FIR (supra), in their respectively constituted petitions bearing Nos. CRM-M-782-2022, CRM-M-1105-2022, CRM-M-1625-2022, CRM-M-1644-2022(O&M), CRM-M-2054-2022, CRM-M-6048-2022, CRM-M-7015-2022, CRM-M-2463-2022(O&M), CRM-M-8536-2022, CRM-M-5503-2022, CRM-M-5618-2022, CRM-M-10176-2022, CRM-M-5261-2022, CRM-M-14175-2022, and, CRM-M-19216-2022, have been, through a common order(s) made thereons, hence admitted to regular bail, as such, when the incriminatory role of the present petitioner in the

FIR (supra), is neither more serious nor more heinous, than as becomes attributed to the bail petitioners in the petition (supra). Therefore, parity of treatment is to be assigned to the present bail petitioner rather with the co-accused in the petition(s) (supra).

3. The further reason which constrains this Court, for admitting the present bail petitioner, to pre-arrest bail, is comprised in the factum, that at this stage, no evidence has been adduced by the prosecution, suggestive that in the event of the bail petitioner being admitted to anticipatory bail, there is every likelihood of his fleeing from justice or tampering with prosecution evidence or influencing the prosecution witnesses.

4. In consequence, the present petition is allowed, and, in the event of the arrest of the bail petitioner, the investigating officer may not arrest the bail petitioner, however, subject to his furnishing personal, and, surety bonds in the sum of Rs.50,000/- each, to the satisfaction of the arresting officer, and, also subject to his rendering co-operation to him, in the investigations to be carried into the offences mentioned in the present FIR, as and, when summoned through a written hukamnama served upon him. Moreover, also with an undertaking, that he shall not tamper with prosecution evidence, and, nor shall influence the prosecution witnesses.

(SURESHWAR THAKUR)
JUDGE

10.08.2022

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Whether speaking/reasoned:-	Yes/No
Whether reportable:	Yes/No