

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-40007-2022

Date of decision : 30.11.2022

Sanjeev

... Petitioner

Versus

The State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Abhimanyu Singh, Advocate
for the petitioner.

Mr.Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.256 dated 21.06.2022 registered under Sections 148, 149, 307, 323, 506 and 379-B IPC and Section 25(1)A of Arms Act at Police Station Kheridaula, District Gurugram.

On 14.11.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner has submitted that the present matters have been compromised with the complainant as well as with the victim Harkesh. It is further submitted that even a petition bearing CRM-M-30681-2022 under Section 482 Cr.P.C. for quashing of FIR on the basis of compromise has been filed, in which, notice of motion has been issued and the same is now pending for 11.01.2023.

Adjourned to 30.11.2022.

In the meantime, in the event of arrest, the petitioners shall be released on interim bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners 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. Learned State counsel is directed to verify the fact whether the compromise has been effected in the present case or not. A photocopy of this order be placed on the files of connected cases.

November 14, 2022 ”

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

Learned State counsel has submitted that the petitioner has joined investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 14.11.2022, and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 14.11.2022 is made absolute.

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 petition.

(VIKAS BAHL)
JUDGE

November 30, 2022

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No