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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 41752 of 2022 (O&M)
Decided on: 16.11.2022

Ajit @ Jeeta

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Sandeep Kotla, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. Nishant Raj Ghangas, Advocate for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 613, dated 18.07.2022, registered under Sections 120-B, 148, 149, 307, 323, 379B and 506 IPC at Police Station Chandnibagh, District Panipat.

The operative part of the order dated 13.09.2022, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“....Learned counsel for the petitioner submits that even as per version of the FIR, petitioner is not alleged to be present at spot at the time of occurrence. Allegation against the petitioner is that the vehicle in which main accused reached at the spot belonged to the petitioner and one more person. Learned counsel further contends that injuries attributed are on nonvital parts, i.e. right hand

and both legs, thus, offence under Section 307 IPC is made out or not, would be a matter of trial.

Learned counsel for the petitioner also contends that presence of the eye-witness in the present incident is highly doubtful because of his unnatural conduct. Learned counsel submits that had the eye-witness been present at the spot by natural course of action, he would have intervened in the scuffle. Thus, the present FIR is a concocted one by planting the witness.

Notice of motion....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 13.09.2022, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Parveen Kumar, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 13.09.2022 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

16.11.2022
yakub

Whether speaking/reasoned Yes/No

Whether reportable: Yes/No