

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

**CRM-M-49574-2021
Date of decision: 04.04.2022**

Baljinder Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Vaneet Kumar Sharma, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 191 dated 07.07.2021, registered under Sections 307, 332, 34, 353, 427 of the IPC and Section 61 of the Punjab Excise Act, 1914 (Haryana Amendment Bill, 2020) at Police Station Bilaspur, District Yamuna Nagar.

The operative part of the order dated 26.11.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that the petitioner was not present at the spot and has only been named as an accused and further, all other things apart, no offence punishable under the provisions of Section 307 of the IPC would be made out, simply because the person driving the car allegedly hit the car of the police, with only minor injuries sustained by any person.

Notice of motion.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 26.11.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the petitioner further submits that co-accused Aashish Kumar @ Ashu has already been granted the concession of anticipatory bail by this Court noticing the fact that the car, which hit the police party, was driven by one Bhanu Ram and owned by co-accused Varun Bakshi, who was arrested and as per disclosure of Varun Bakshi, it was Bhanu Ram, who was driving the car bearing registration number HR-54-C-0386 which hit the police party, whereas the petitioner was in another car bearing registration number HR-97-0037. It is further submitted that the car, which was driven by Bhanu Ram, hit the police vehicle, due to which the same fell into a ditch and thereafter, all of them ran away.

Learned counsel for the State, on instructions from the Investigating Officer and on the basis of the affidavit of the DSP, Bilaspur, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation, however, it is submitted that petitioner is involved in some other cases as well.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 26.11.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

04.04.2022*Waseem Ansari***(ARVIND SINGH SANGWAN)
JUDGE***Whether speaking/reasoned**Yes/No**Whether reportable**Yes/No*