

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-54190-2021 (O&M)
Date of decision: 31.03.2022

Manjeet Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Rakesh Nehra, Sr. Advocate with
Mr. Sauhard Singh, Advocate,
Mr. Reetesh Kumar, Advocate,
Mr. Pankaj Kaushik, Advocate
Ms. Bindu Tanwar, Advocate,
Mr. Atul Ravish, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. Rohit Rana, Advocate for
Mr. Kunal Dawar, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR
No.294 dated 04.10.2021 under Sections 323, 34, 506, 307 IPC, registered at
Police Station Furrukh Nagar, Gurugram.

While granting interim bail to the petitioner, following order was
passed by this Court on 07.01.2022: -

“...Learned senior counsel for the petitioner submits that as per

allegations in the FIR, registered at the instance of Anil, while he was returning back to his house and came in front of house of petitioner Manjeet Singh, he saw that Manjeet Singh is sitting outside his house along with his friends Ravi and Umesh and at spur of the moment, due to exchange of some hot words, all three of them started giving beatings with kicks and fist blows. Initially the FIR was registered under Sections 323, 34, 506 IPC, however, after seeking opinion of the Medical Board from the Govt. Hospital, Gurugram, Section 307 IPC was added after two months, as the internal abdomen injury to liver leading to collection of blood in peritoneum and on surgical laparotomy 2.5 liter of clotted blood layered, was found to be dangerous to life. It is also submitted that since as per the FIR, the incident occurred due to spur of the moment, the petitioner is ready to pay a sum of Rs.1.50 lac to victim Anil towards medical expenses, without prejudice to his right of defence.

Learned State counsel, assisted by learned counsel for the complainant, has, however, submitted that the victim has undergone an operation as per opinion given by the Medical Board and still needs further medical treatment, therefore, the victim has incurred substantive amount on his treatment.

List again on 31.03.2022.

In the meantime, the petitioner is directed to appear before the Investigating Officer within a period of 10 days to join

investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

- 1. He shall make himself available for interrogation by a police officer as and when required;*
- 2. He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. He shall not leave India without previous permission of the Court.*

This will, however, be subject to the condition that without prejudice to his right of defence, the petitioner will hand over a demand draft of Rs.1.50 lac favouring victim Anil, to the Investigating Officer within a period of 15 days from today, which will be further handed over to the victim...”

Learned senior counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation. It is further submitted that the petitioner has also handed over the demand draft of Rs.1.50 lac favouring victim Anil, to the Investigating Officer

Learned State counsel, on instructions from the Investigating Officer, has not disputed the factual position.

Learned counsel for the complainant has acknowledged that the

complainant-victim has received the demand draft of Rs.1.50 lac.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 07.01.2022 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

31.03.2022

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[ARVIND SINGH SANGWAN]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No