

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

103

CRM-M-54037 of 2021
Date of Decision:January 05, 2022

Sumit

.....Petitioner(s)

Vs.

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Ravinder Rana, Advocate for the petitioner(s).

 Mr. Manish Bansal, DAG, Haryana

 (Through Video Conferencing)

ANOOP CHITKARA J. (ORAL)

FIR No.	Dated	Police Station	Sections
228	09.06.2021	Beri, District Jhajjar, Haryana	323, 325, 452, 506, 307 & 34 IPC, 1860

The petitioner, apprehending arrest in the FIR captioned above, came up before this Court under Section 438 Cr.P.C., seeking anticipatory bail.

2. Vide order dated 23.12.2021, this Court had granted interim anticipatory bail to the petitioner.

3. Learned counsel for the petitioner submits that the in compliance of the order dated 23.12.2021, the petitioner has joined the investigation. He further submits that Condition No.17 may be modified.

4. The face of his joining in has not been disputed by the learned State counsel on instructions received from ASI Pritam. However, learned State counsel has opposed the bail. He further submits that in case this Court is inclined to give the bail to the petitioner then it should be subject to the strict and stringent conditions.

5. Given the nature of allegations, no pre-trial incarceration is required. Without commenting on the case's merits and the circumstances peculiar to this case, the petitioner makes a case for release on bail with regard to modification of Condition No.17, it shall be open to the petitioner to speak to the elders of the village and enter into a mediation arrangement. Further, Section 34 *prima facie* is not applicable for the present petitioner as his case is distinguishable from other accused.

6. Given above, the present petition is allowed. The order dated 23.12.2021 is hereby made absolute.

(ANOOP CHITKARA)
JUDGE

January 05, 2022
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Whether speaking/reasoned:	Yes/No
Whether reportable:	No