

219 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54742-2021
Decided on: 05.01.2022

Mahender and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Rahul Deswal, Advocate
for the petitioners.

Mr. Rajat Gautam, DAG, Haryana.

Mr. Nitin Thatai, Advocate for the complainant.

ANOOP CHITKARA, J.

The petitioners, apprehending arrest in FIR No.494 dated 06.10.2021, registered under Sections 120-B IPC and Section 3 of Prevention of Damage to Public Property Act 1984 at Police Station City Fatehabad, District Fatehabad, came up before this Court under Section 438 Cr.P.C., seeking anticipatory bail.

2. Vide order dated 03.01.2022, this Court had granted interim anticipatory bail to the petitioners.

3. Learned counsel for the petitioners submits that in compliance of the previous order dated 03.01.2022, the petitioners have joined the investigation.

4. The above said fact has not been disputed by the learned State counsel on instructions received from ASI Birbal Singh. However, learned State counsel has opposed the bail and submits that in case this Court is inclined to give the bail to the petitioners then it should be subject to the strict and stringent conditions.

5. At this stage, learned counsel for the complainant has vehemently opposed the bail petition.
6. 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, this Court is inclined to grant bail to the petitioners.
7. Given above, the present petition is allowed. The order dated 03.01.2022, is hereby made absolute.

(ANOOP CHITKARA)
JUDGE

05.01.2022
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Whether speaking/reasoned	Yes/ No
Whether reportable	Yes /No