

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

202

2023:PHHC:103008

CRM-M-215-2023

Date of decision: August 9th, 2023

Rahul

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rajesh Lamba, Advocates
for the petitioner.

Ms. Trishanjali Sharma, Deputy Advocate General,
Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail to the petitioner in case FIR No.165 dated 18.07.2022 under Sections 341, 394, 397, 34 of the IPC (Section 379-B IPC deleted) and Section 25 (1-B) (a) Arms Act, 1959 registered at Police Station Manesar, District Gurugram.

Vide order dated 08.05.2023, a coordinate Bench of this Court had extended the concession of interim bail by making the following observations:-

“Inter-alia on the ground that co-accused Ravi, who had earlier approached this Court through CRM-M-60902-2022-Ravi vs. State of Haryana, has been granted anticipatory bail, notice of motion in the present petition be issued for 09.08.2023.”

Learned counsel for the petitioner submits that in compliance of order dated 08.05.2023, the petitioner has joined investigation and cooperated with the investigating agency. It has also been submitted that during the pendency of the instant petition, final report under Section 173 (2) stands presented.

Learned State counsel, on instructions, does not dispute the said fact, however, she submits that the petitioner was specifically named in the FIR in question and there are allegations that he along with co-accused had after intercepting the complainant had indulged in hooliganism and hit him with butt of the gun and snatched `35,000/-. Learned State counsel has not controverted that the investigation is complete and the challan stands presented.

In view of the above, the petition is allowed and interim order dated 08.05.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail, the State would be at liberty to seek cancellation of the same.

August 9th, 2023
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No