

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

103

CRM-M-712-2023 (O&M)
Date of decision: 26.07.2023

Naresh Kumar

..Petitioner

Versus

State of Punjab and another

..Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Ishan Gupta, Advocate for the petitioner.

Mr. Manipal Singh Atwal, DAG, Punjab.

AMAN CHAUDHARY, J.

1. The present petition has been filed under Section 482 read with Section 439(2) Cr.P.C. for setting aside/quashing of impugned order dated 15.12.2022 passed by learned Sessions Judge, Sangrur, whereby accused-respondent No.2 had been granted anticipatory bail in FIR No.239 dated 04.11.2022, registered under Section 420 of Indian Penal Code at Police Station City Sangrur.

2. Learned State counsel contended that the investigation stands completed in the present case and upon which the final report under Section 173 Cr.PC has been presented in the Court. The case is now fixed for framing of charge. There is no complaint against the accused-respondent No.2 of having been misused the concession of bail.

3. In view of the above, learned counsel for the petitioner contends that while granting the concession of regular bail, the Court has

given observation as regards the merits of the case is concerned, which may prejudice the complainant and effect the trial.

6. Considering the aforesaid and to ward off the apprehensions as expressed by the learned counsel for the petitioner, it is clarified that the observations made by the trial Court while granting bail shall have no bearing whatsoever, on the merits of the case. The trial Court shall proceed uninfluenced therefrom.

7. Disposed of accordingly.

26.07.2023
ashok

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No