

207 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:105633
CRM-M-6409-2023
Date of Decision: August 16, 2023

Jaipal Dhankhar @ JP

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sandeep Gahlawat, Advocate for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J.(Oral)

On 07.02.2023, the following order was passed by this

Court:-

“Prayer is for grant of anticipatory bail in case having FIR No.391 dated 5.12.2022 registered under Sections 148, 149, 307, 323, 34 IPC and Sections 25(1-B)(a) of Arms Act at Police Station Badli, District Jhajjar.

Counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the present case and even otherwise no firearm injury is caused in the present case and involves only simple injury and the petitioner is ready to join investigation with the police and further submits that co-accused Mohit Lathar is already granted interim protection by this Court vide order 30.1.2023 (Annexure P-6).

Notice of motion.

On the asking of the Court, Mr. Naveen Kumar Sheoran, DAG, accepts notice on behalf of State of Haryana and resisted the present petition and on instructions from ASI Rishi Pal submits that the petitioner is required for proper investigation of this case and has not disputed the fact that co-accused Mohit Lather is already granted benefit of anticipatory bail.

Ms. Amandeep Kaur, Advocate puts in appearance on behalf of the complainant and has filed memorandum of appearance, which is ordered to be taken on record. Counsel further undertakes to file power of attorney before the next date of hearing. She has

submitted that the complainant is having no objection if the petitioner is released on bail as the dispute has been resolved between the parties.

In the meanwhile, in case of arrest, the petitioner is directed to be released on interim bail by the Investigating Officer/Arresting Officer subject to his own satisfaction. The petitioner should join investigation with the police well in time before the next date of hearing and to abide by the conditions envisaged under Section 438 (2) Cr.P.C.

The report of the Investigating Officer be also called in this context on the next date of hearing.

To be heard along with CRM-M-4419-2023.

*Now be listed on **16.8.2023**.”*

On instructions from ASI Sunil Kumar, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 07.02.2023 and is no longer required for further investigation.

In view of the aforesaid, the order dated 07.02.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

August 16, 2023

sarita

**(DEEPAK GUPTA)
JUDGE**

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No