

JATINDER SINGH
VS
STATE OF HARYANA

..... PETITIONER

..... RESPONDENT

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Deepinder Singh, Advocate for the petitioner.
Mr. Karan Sharma, DAG, Haryana.

GURBIR SINGH, J. (ORAL)

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The prayer in the present petition filed under Section 438 Cr.P.C is for grant of anticipatory bail to the petitioner in case FIR No. 159, dated 10.03.2022 under Sections 285, 323, 379-B IPC and Section 25 of Arms Act (later Section 201, 120-B, 34 IPC were also added) registered at Police Station Jagadhari, District Yamuna Nagar.

Vide order dated 24.02.2023, the following order was passed by this Court:-

“As per the allegations, Damandeep @ Vicky made disclosure statement while he is in custody that he had purchased 11 cartridges for a sum of Rs. 10,000/- from the petitioner.

Learned counsel for the petitioner refers to the charge sheet framed in this case (Annexure P-3) whereby Damandeep @ Vicky is charged only under Section 29 of the Arms Act, 1959.

On asking, learned State counsel has submitted that at this stage, there is no other evidence collected against the petitioner except the disclosure statement.

List on 26.05.2023.

Meanwhile, in the eventuality of arrest of the petitioner in the instant case, he shall be enlarged on interim bail subject to his furnishing personal bond/surety bond to the satisfaction of

Investigating Officer/Arresting Officer. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

To be heard along with CRM-M No.5025 of 2023.”

Learned counsel for the petitioner submits that the petitioner has already joined the investigation and no recovery is to be effected from him.

Learned State counsel, on instructions from SI Sumit Kamboj submits that in compliance of the order dated 24.02.2023, the petitioner has already joined the investigation and he is not required for any custodial interrogation.

As per allegations, petitioner purchased the cartridges and further supplied the same but no recovery is to be effected from the petitioner.

In view of above, the order dated 24.02.2023 granting interim bail to the petitioner, is made absolute. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Petition is disposed of accordingly.

26.05.2023
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(GURBIR SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>