

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

212

CRM-M-15287-2023
Date of decision: 08.05.2023

RISHPAL AND ANOTHER

....Petitioners

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. K. P. Singh, Advocate
for the petitioners.

Mr. Praveen Bhadu, AAG, Haryana

Mr. Yuvraj Singh Rathore, Advocate
for the complainant

AMAN CHAUDHARY. J.

1. On 27.03.2023, this Court had passed the following order:-

“The present petition has been filed under Section 438 Cr. P.C. for grant of pre-arrest bail to the petitioner in case FIR No.449 dated 06.11.2021 registered under Sections 323, 324 326, 307, 506 and 34 of IPC (Sections 326 and 307 IPC added later on) registered at Police Station Madhuban, District Karnal.

Learned counsel submits that petitioners were declared innocent during the investigation and were put in column No.2 of the final report under Section 173 CrPC, and they have been summoned under Section 319 Cr.P.C. on an application moved by the prosecution. He further contends that there are civil and criminal disputes *inter se* the parties. He further relies upon judgment in ‘Bajinder Singh and Another Vs. State of Punjab’ in CRM-M-13285 of 2015.

Notice of motion.

Mr. Tanuj Sharma, AAG, Haryana, accepts notice on behalf of respondent No.1-State and prays for time. Mr. Y.S. Rathore, Advocate has put in appearance on behalf of complainant.

The petitioners are directed to surrender before the trial Court on or before 08.04.2023 and furnish their bail/surety bonds. On so doing, the trial Court shall release them on bail by imposing surety to its satisfaction subject to compliance enshrined under Section 438(2)

Cr.P.C. The petitioners shall also abide by the following conditions:

1. The petitioners shall not directly or indirectly coerce, inducement, threaten or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
 2. The petitioners shall personally appear on each and every date fixed in the Court below.
 3. The petitioners shall not commit an offence similar to the offence of which, they are accused, or for commission of which they are suspected of.
 4. The petitioners shall not in any manner misuse their liberty.
 5. The petitioners shall surrender their passport, if any.
 6. Any infraction shall entail withdrawal of the benefit granted by this Court.
- Adjourned to 08.05.2023.”

2. Learned counsel submits that in pursuance of aforesaid order, the petitioner surrendered before the trial Court and has been granted bail.

3. Learned State counsel affirms that aforesaid factum.

4. In view of the above, order dated 27.03.2023 is hereby made absolute, subject to compliance of conditions enshrined under Section 438(2) CrPC.

(AMAN CHAUDHARY)
JUDGE

08.05.2023

Mehak

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