

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17928 of 2023
Date of decision : September 04, 2023

Ajay

..... Petitioner

Versus

State of Haryana

..... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK GUPTA

Present :-Mr. Gaurav Jain, Advocate
for the petitioner.

Mr. R. S. Khaira, DAG.,Punjab.

DEEPAK GUPTA, J. (ORAL)

On 13.04.2023, following order was passed:-

“Prayer in this petition under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.476, dated 06.10.2022, registered at Police Station City Tohana, District Fatehabad, under Section 307 IPC, besides Section 25 and 27 of the Arms Act, 1959 (later on Section 27 of the Arms Act was deleted and Section 307/120B IPC was added).

As per allegations, on 05.10.2022 an unknown person with an intention to kill, fired upon Khushi Ram S/o Tek Chand working as a Compounder with Dr. Sunil Sethi. The attribution to the petitioner is that co-accused had taken shelter from the petitioner, who had provided facilities to them.

Learned counsel for the petitioner has pointed out that two coaccused, namely Sunny @ Sudama and Krishan @ Kachhu have already been allowed regular bail by this Court vide order dated 03.02.2023 and 16.02.2023 passed in CRM-M-4815-2023 and CRM-M-7469-2023 respectively. Copies of which are placed on

record as Annexures P-2 and P-3 respectively, in which it is specifically mentioned that it was Manoj @ Shibu, who had fired shot.

Notice of motion.

Mr. Randhir Singh, Addl. A.G., Haryana accepts notice on behalf of the respondent-State.

Adjourned to 04.07.2023 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. “

Learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 13.04.2023 and is no longer required for further investigation.

In view of the aforesaid, the order dated 13.04.2023, 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.

**(DEEPAK GUPTA)
JUDGE**

**September 04, 2023
archana**

**Whether speaking/reasoned
Whether Reportable :**

**Yes/No
Yes/No**