

211-2

2023:PHHC:102626

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

CRM-M-22925-2023

Date of decision : 08.08.2023

Rajeev

....Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : Ms. Rosi, Advocate for the petitioner.

Mr. A.K. Sehrawat, DAG, Haryana.

PANKAJ JAIN, J. (ORAL)

On 08.05.2023, the following order was passed :-

“Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.59 dated 17.3.2023 registered under Sections 25 of Arms Act at Police Station Bhiwani Civil Lines, District Bhiwani.

Counsel for the petitioner inter alia contends that the petitioner was not named in the FIR and later on, named as accused on the basis of the disclosure statement alleged to be made by co-accused Sunil and Sonu. He further submits that relevance and veracity of the alleged disclosure statement made by co-accused will be tested during trial and similarly situated co-accused Ravinder is already granted concession of interim bail by this Court vide order dated 26.4.2023 in CRM-M-20547-2023.

Counsel for the petitioner further submits that in all other criminal cases faced by the petitioner, he is enlarged on bail.

Notice of motion.

Mr. Naveen Kumar Sheoran, DAG, Haryana accepts notice on behalf of the State and on instructions from ASI Sanjay Kumar submits that co-accused Sunil and Sonu were arrested by

the police along with two country made pistols and 5 live cartridges each and during investigation, aforesaid Sonu disclosed that said firearms and ammunition were purchased from the petitioner and Ravinder. He further apprised the Court that the petitioner is a habitual offender and is having large number of other criminal cases. State counsel has not disputed the fact that co-accused Ravinder who was also named as accused on the basis of the alleged disclosure made by aforesaid Sonu is already granted bail vide order dated 26.4.2023.

Now be listed on 8.8.2023

In view of above, the petitioner is hereby directed to join the investigation with the police and in case of arrest, he is to be released on interim bail by the investigating officer/arresting officer to his own satisfaction till the next date fixed in this case. The petitioner is also to abide by the conditions envisaged under Section 438 (2) of Cr.P.C.

2. Today, Ld. State Counsel on instructions from ASI Sanjay Kumar submits that the petitioner has already joined investigation and is no more required for custodial interrogation.
3. Without commenting on the merits of the case and in view of the aforesaid fact, order dated 08.05.2023 is made absolute, subject to the conditions as enumerated under Sections 438(2) Cr.P.C.
4. The petitions stands disposed off.

August 08, 2023
Dpr

(Pankaj Jain)
Judge

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