

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

105

CRM-M-23811-2023
Date of Decision : 11.05.2023

Sumit

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present : Mr. Aditya Sanghi, Advocate for the petitioner.

ASHOK KUMAR VERMA, J. (ORAL)

The petitioner has filed the present petition under Section 438 Code of Criminal Procedure, 1973 (for short 'the Cr.P.C.') for grant of anticipatory bail to the petitioner, who has been summoned with the aid of Section 319 of the Cr.P.C. vide order dated 15.04.2023 passed by learned Additional Sessions Judge, Sonapat to face trial in case FIR No.268 dated 23.04.2021 registered under Sections 148, 302, 323, 324, 452, 149 and 449 of the Indian Penal Code, 1860 at Police Station Rai, District Sonapat.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. There is no role of the petitioner as he was not present at the spot. Nothing is to be recovered from the petitioner and his custodial interrogation is not required in the case. The petitioner is ready to appear before the trial Court.

Notice of motion.

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On the asking of the Court, Mr. Munish Sharma, D.A.G., Haryana, who is present in the Court, has accepted notice on behalf of the respondent-State.

Mr. Rajesh Gupta, Advocate has put in appearance on behalf of the complainant and filed his power of attorney which is taken on record.

Learned State counsel and learned counsel for the complainant have opposed the present petition.

I have heard learned counsel for the parties and perused the paperbook.

Without commenting on the merits of the case, the present petition is disposed of with a direction to the petitioner to appear before the trial Court on or before 15.05.2023 i.e. the date already fixed before the trial Court and on his appearance before the trial Court, the petitioner shall be released on bail, subject to his furnishing the bail bonds and surety bonds to the satisfaction of the trial Court and in case of failure to do so, the present petition shall be deemed to have been dismissed.

(ASHOK KUMAR VERMA)
JUDGE

11.05.2023
Kothiyal

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