

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205 CRM-M No.28557 of 2023
Date of decision: 13.07.2023

DALIP SINGH ...Petitioner
Versus

STATE OF HARYANA AND ANOTHER ...Respondents
CORAM : HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Sitanshu Sharma, Advocate
for the petitioner.

Mr. Rajat Gautam, AAG, Haryana.

Mr. Vikas Saroha, Advocate
for respondent No.2-complainant.

ANOOP CHITKARA , J.(ORAL)

FIR No.	Dated	Police Station	Sections
103	04.02.2023	Sector-8, Faridabad, District Faridabad	323, 341, 379-A, 365, 511, 34 IPC

Seeking cancellation of bail granted to respondent no.2-accused in the FIR captioned above, the aggrieved person i.e. the petitioner, has come up before this Court under Section 439(2) of Code of Criminal Procedure, 1973 (CrPC).

- 2. Vide order dated 11.04.2023, this Court had granted bail to respondent no.2-accused.
- 3. Counsel for petitioner-complainant submits that respondent no.2-accused, who is on bail, is threatening them.
- 4. Counsel appearing for the respondent no.2-accused submits that he has no objection if any more stringent conditions are imposed upon him and prayed for dismissal of petition.

5. Given above, the present petition is disposed of, however, in the bail order dated 11.4.2023, following conditions are also inserted:-

- (i) Respondent no.2-accused shall surrender all weapons, firearms, ammunition, if any, along with the arms license to the concerned authority within fifteen days from today and inform the Investigator about the compliance. However, subject to the Indian Arms Act, 1959, the petitioner shall be entitled to renew and take it back in case of acquittal in this case, provided otherwise permissible in the concerned rules.
- ii) Respondent no.2-accused shall not enter the property, workplace, and the residence of the complainant/victim and shall also stay away not less than a radius of five-hundred meters from the complainant/victim's home.

6. It is also made clear that in case respondent no.2-accused again threatens the petitioner-complainant or fails to comply with above conditions inserted, it shall be permissible for the State as well as the complainant to file an application seeking cancellation of bail granted to the respondent no.2 on this ground alone.

13.07.2023
P.Bhatt

(ANOOP CHITKARA)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No