

CRM-M-35951-2023 (O&M)

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277 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35951-2023 (O&M)

Date of Decision: 05.12.2023

RAJENDER SINGH

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Namit Khurana, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG Haryana.

HARPREET SINGH BRAR J. (ORAL)

1. Through instant petition, the petitioner is seeking anticipatory bail in case FIR No. 123 dated 30.05.2021 registered under Sections 148, 149, 323, 307, 506, 201 and 120-B of Indian Penal Code and Section 25 of Arms Act registered at Police Station Farakpur, District Yamuna Nagar.

2. On 27.07.2023, following order was passed:

“Learned counsel for the petitioner has submitted that the name of the petitioner has been nominated on the basis of disclosure statement of a co-accused and even otherwise also it is a case where the complainant party are habitual offenders and are facing about 22 cases and after the registration of the FIR the petitioner was beaten up by the complainant party and regarding which he has attached the latest photographs of the petitioner vide Annexure P-5 to show that the petitioner is not even able to walk due to fractures. He submitted that be that as it may, the petitioner is ready and willing to join the investigation as and when called by the investigating officer.

Notice of motion.

Ms. Harpreet Kaur, AAG, Haryana accepts notice on behalf of the State of Haryana.

Adjourned to 05.12.2023.

In the meantime, petitioner is directed to join the investigation as and when called by the Investigating Officer. In the event of his arrest, he shall be released on interim bail by the Arresting/Investigating Officer on his furnishing bail bonds/sureties to his satisfaction, subject to the conditions as provided under Section 438(2) Cr.P.C.”

3. Learned State counsel on instructions from ASI Jaipal Singh submits that in compliance of order dated 27.07.2023 passed by this Court, the petitioner has joined the investigation and is not required for further custodial interrogation.
4. In view of the statement of learned State counsel, order dated 27.07.2023 is made absolute. The petitioner shall abide by the terms and conditions as enumerated in Section 438(2) of Cr.P.C.
5. Petition stands disposed of.
6. Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and trial Court shall proceed without being prejudiced by observations of this Court.

04.12.2023
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No