

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

CRM-M-44561-2022

Date of Decision: January 17, 2023

NAVEEN

....Petitioner(s)

VERSUS

STATE OF HARYANA AND ANOTHER

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Jitender Nara, Advocate
for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.

Ms. Meena, Advocate &
Mr. Kamaldeep Sehra, Advocate
for respondent No.2

ANOOP CHITKARA, J.(ORAL)

Learned State counsel on instructions submits that respondent No.2-accused has complied with the conditions of the bail orders.

The accused counsel states on instructions that the order dated 13.01.2023 has been complied with. He further submits that the bail be not cancelled and he would voluntary comply with any other stringent conditions which this Court might impose.

Given above in the order granting bail vide order dated 16.09.2022 passed by Additional Sessions Judge, Jhajjar, following conditions are added:-

1. Given the nature of the offence, within thirty days respondent No.2 shall surrender all weapons, firearms, ammunition, if any, along with the arms license to the concerned authority and inform the Investigator about the compliance. However, subject to the Indian Arms Act,

1959, the applicant shall be entitled to renew and take it back in case of acquittal in this case.

(ii) Given the nature of the allegations and the other circumstances peculiar to this case, the accused shall not enter the property, workplace, and the residence of the victim and shall also not enter within a radius of 100 meter from the victim's home till the recording of the statements of all non-official and informal witnesses in the trial. This Court is imposing this condition to rule out any attempt by the accused to incapacitate, influence, or cause any discomfort to the victim. Reference be made to Vikram Singh v Central Bureau of Investigation, 2018 All SCR (Crl.) 458; and Aparna Bhatt v. State of Madhya Pradesh, 2021 SCC Online SC 230.

In case, the statement made on behalf of the accused is found to be incorrect or any of the condition is violated, it shall be permissible for the complainant to file a fresh petition for cancellation of bail. It is further clarified that the disposal of the present petition shall not come in the way, in case said petition is filed by the complainant.

Petition is allowed to the extend above. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

17.01.2023

Sangeeta

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No