

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

(Sr. No. 205)

**CRM-M No. 46750 of 2022**

**Date of decision : 11.04.2023**

**Manoj Kumar**

.....Petitioner

*Versus*

**State of Punjab**

.....Respondent

**CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present : None for the petitioner.

Mr. A.P.S. Tung, DAG, Punjab.

Mr. Rajat Dogra, Advocate for the complainant.

\* \* \*

**DEEPAK SIBAL, J. (Oral)**

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 128 dated 20.08.2020 registered under Sections 302, 460, 307, 447, 511, 509, 148, 149, 120-B IPC and Sections 25, 27 of the Arms Act at Police Station Bahawala, District Fazilka.

On 12.10.2022, this Court had passed the following order : -

*“Learned Senior Counsel for the petitioner has submitted that the petitioner was earlier declared as innocent by the police and thereafter, on an application filed under Section 193 Cr.P.C, the petitioner has now been summoned and has submitted that even as per the allegations contained in the FIR the only role attributable to the petitioner was throwing a brick on the injured but there is no role attributable with regard to any firearm injury. Learned Senior Counsel submitted that the next*

*date fixed before the learned trial Court for appearance of the petitioner is 13.10.2022. He further submitted that the petitioner undertakes to appear before the learned trial Court on the aforesaid date fixed.*

*Notice of motion.*

*Mr. Kunal Vinayak, learned Assistant Advocate General Punjab accepts notice on behalf of the State of Punjab.*

*In view of the statement made by the learned Senior Counsel, the petitioner is directed to appear before the learned trial Court on the aforesaid date fixed i.e. 13.10.2022. In case the petitioner so appears before the learned trial Court, then he shall be admitted to interim anticipatory bail.*

*Adjourned to 09.12.2022.”*

Learned State counsel submits that in terms of the afore quoted order the petitioner has surrendered before the trial court and has also been granted interim bail to the satisfaction of the trial court.

In the light of the submissions made on behalf of the petitioner as has been recorded in the afore quoted order, the statement made by learned State counsel and because the petitioner has shown his *bona fides* by putting in appearance before the trial court, it is directed that the trial court may consider to make the interim bail granted to the petitioner absolute, in accordance with law.

**11.04.2023**

*sunil yadav*

**( DEEPAK SIBAL )  
JUDGE**

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