

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

232

CRM-M-47462-2022
Date of Decision: 11.01.2023

Harpreet Singh @ Happy

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Tejinderbir Singh, Advocate for the petitioner.

Mr. Virat Rana, AAG, Punjab.

Mr. N.K. Vadehra, Advocate for the complainant.

ANOOP CHITKARA, J.

Counsel for the petitioner submits that all the conditions mentioned in the order dated 06.12.2022, have been complied with.

Counsel for the complainant opposes the bail on the ground that the petitioner has caused *datar* blow on head of the victim, whereas, petitioner's counsel has drawn attention of this Court to para 3 of the petition and submits that he worked in Indian Army and was not present in the area of alleged incident and has been falsely implicated due to jealousy.

Since the petitioner has no proof to show that he was not present at time of incident, counsel for the petitioner seeks permission to withdraw the present petition with liberty to file a fresh with better particulars annexing all proof from which he can establish that he was not present at the spot.

Given above, the petition is disposed of as withdrawn with liberty aforesaid. Interim order dated 06.12.2022 is recalled.

It is clarified that filing and withdrawal of the present petition shall not come in the way of filing the second petition. Pending applications, if any, stand disposed of.

**(ANOOP CHITKARA)
JUDGE**

11.01.2023

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Whether speaking/reasoned

Yes/no

Whether reportable?

Yes/no