

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

**CRM-M-49127-2022
Date of Decision: 28.02.2023**

**LOKESH @ LOKI ... PETITIONER
STATE OF HARYANA ... RESPONDENT**

V/S

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Deepkaran Dalal, Advocate for the petitioner.
Mr. Ranvir Singh Arya, Addl. AG Haryana.

* * * *

VIVEK PURI, J. (ORAL)

On 21.10.2022, following order was passed:

“Apprehending his arrest in case FIR No.402 dated 15th of November, 2021, registered for offences punishable under Sections 148, 149, 323, 324, 325, 506 of the Indian Penal Code, 1860 at Police Station Chandhat, Palwal, Haryana, the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.

Ld. Counsel for the petitioner *inter alia* contends that the allegations against the petitioner is that he was armed with a country-made pistol however, after investigation offences punishable under the Arms Act have been ordered to be deleted.

Issue notice of motion returnable for 28.02.2023.

On asking of the Court, Mr. Sumit Jain, Addl. Advocate General, Haryana appears and accepts notice on behalf of the respondent-State.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.”

Learned counsel for the petitioner contends that the injuries by means of knife have not been attributed to the petitioner. The offence under Section 25 of Arms Act has been deleted and furthermore, in pursuance of the interim directions, the petitioner has joined the investigation.

Learned State counsel, on instructions from SI Om Prakash, has not disputed the aforesaid factual aspect and further submitted that the custodial interrogation of the petitioner is not required.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 21.10.2022 is made absolute.

28.02.2023

Janki

(VIVEK PURI)
JUDGE

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