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

CRM-M-47403-2023 (O&M)

Date of Decision: 25.09.2023

Sumit

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Aakash Dala, Advocate for the petitioner.

Mr. Vikram Singh, AAG, Haryana.

...

MAHABIR SINGH SINDHU, J.

Present petition under Section 438 of the Code of Criminal Procedure has been filed for grant of pre-arrest bail to the petitioner in FIR No.81 dated 09.03.2023, under Sections 148, 149, 307 and 427 of the Indian Penal Code, 1860 and Section 25 Arms Act, 1959 registered at Police Station Sector-6, Bahadurgarh, District Jhajjar.

2. Above FIR was registered on the basis of statement made by complainant Mohit with the allegations that petitioner alongwith other co-accused inflicted injuries to him and his brother.

3. This Court, vide order dated 20.09.2023, granted interim bail to petitioner and the same reads as under:-

“Contends inter-alia that two co-accused, namely, Naveen @ Jhabbu & Devender @ Chotta with similar allegations, have already been granted concession of interim pre-arrest bail vide CRM-M-37946-2023 & CRM-42715-2023, respectively.

Notice of motion for 25.09.2023.

To be heard along with CRM-M-37946-2023.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on

furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”

4. Learned Counsel submits that in pursuance of the aforesaid order, petitioner has already joined the investigation and his custodial interrogation is not required.
5. Learned State Counsel, on instructions submits that petitioner has joined investigation and as on today, his custodial interrogation is not required.
6. In view of above, interim order dated 20.09.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.
7. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.
8. The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.
9. Disposed off accordingly.
10. Pending applications, if any, also stand disposed off.

25.09.2023
Jasmine Kaur

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No