

2024 PHHC 096725



IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

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CRM-M-22738-2024 (O&M)
Date of decision: 29.07.2024

Sushil ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. S. S. Bairagi, Advocate
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

MANISHA BATRA, J. (Oral)

- Through the instant petition, filed under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No. 0101, dated 10.04.2024, under Sections 323, 324 and 506 of IPC at Police Station Munak Karnal, District Karnal.
- Brief facts of the case relevant for the purpose of disposal of the present petition are that the aforementioned FIR was registered on 10.04.2024 on the basis of the complaint filed by the complainant Pardeep alleging therein that the petitioner, who is elder brother of the complainant, has some dispute with him with regard to partition of residential house and due to the said reason, several quarrels had taken place between them and a case for partition of the said house is pending before the Court concerned. It was further alleged that on 10.04.2024, at about 2.30 O'clock, he went to his bara to park his tractor, where the petitioner abused him and gave a blow on his neck with

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a knife and also extended threat to him. After registration of the FIR, investigating proceedings have been initiated and the same are under way. Apprehending his arrest, the petitioner had filed an application for grant of anticipatory bail before the Court of learned Sessions Judge, Karnal but the same had been dismissed, vide order dated 25.04.2024. Hence, the petitioner has filed the present petition.

3. Vide order dated 07.05.2024, passed by this Court, the petitioner was released on interim bail and was directed to join investigation.

4. Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined investigation and he is not required for custodial interrogation.

5. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 07.05.2024, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

29.07.2024
Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No