

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-27986-2024
Date of decision: 24.07.2024

IMRAN
Versus
....Petitioner
STATE OF HARYANA
...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Ms. Kajal Chauhan, Advocate
for the petitioner.
Mr. Rajesh Gaur, Additional A.G., Haryana.
Mr. Aazam Khan, Advocate for
Mr. Saleem Ahmed, Advocate for the complainant.

KULDEEP TIWARI. J.(Oral)

1. On 29.05.2024, a Co-ordinate Bench of this Court had passed the hereinafter extracted order, upon the instant petition:-

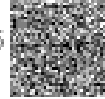
“The petitioner seeks grant of anticipatory bail in case bearing FIR No.87 dated 13.03.2024 registered under Sections 148/149/323/324/506 IPC, 1860 (Section 326 IPC added later on) at Police Station City Sadar Nuh, District Nuh (Mewat), Haryana.

The learned counsel for the petitioner contends that injury attracting Section 326 IPC has been attributed to Wajid on the person of Akbar and so far as the present petitioner is concerned, only a simple injury has been attributed to him.

Notice of motion for 24.07.2024.

Mr. Rupinder Singh Jhand, Addl. A.G., Haryana accepts notice on behalf of the respondent-State and Mr. Saleem Ahmed, Advocate accepts notice on behalf of the complainant and has filed his Vakalatnama. The same is taken on record.

In the meantime, the petitioner is directed to appear before the



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SHO/Investigating Officer to join investigation and in the event of his arrest, he shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency subject to the following conditions as envisaged under Section 438(2) Cr.P.C:-

i) that the petitioner shall make himself available for interrogation before the Investigating Officer as and when required;

ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;

iii) that the petitioner shall not leave the country, without prior permission of the Court and shall surrender his/her/their passport, if any.

Meanwhile, the State counsel is directed to file an affidavit as to the exact role of the petitioner along with the details of pending FIRs, if any, on or before the next date of hearing.”

2. Status report by way of affidavit dated 23.07.2024, of Sh. Ajaib Singh, HPS, Deputy Superintendent of Police, HQ Nuh has been filed on behalf of respondent-State. The same is taken on record. Copy of the same has been supplied to the opposite counsel.

3. Today, the learned State counsel on instructions imparted to him by HC Shamim, submits that the petitioner has already joined the investigation and he is fully co-operating with the investigation process and he is not required for any further custodial interrogation.

4. Learned counsel for the complainant has given his no objection in case the petitioner is granted the relief of anticipatory bail in the instant matter.

5. In view of the specific stand taken by the learned State counsel, the present petition is **allowed** and order dated 29.05.2024 is, hereby, made absolute

subject to the condition that the petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

24.07.2024
amandeep

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No