

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

220

CRM-M-31052-2024 (O&M)
Date of Decision:- 23.07.2024

AKSHAY JAIN

....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Rajesh Goyal, Advocate for the petitioner.
Ms. Gaganpreet Kaur, DAG Haryana.

SANJIV BERRY, J. (ORAL)

Status report dated 22.07.2024 filed in the form of an affidavit of Deputy Superintendent of Police, CAW, Panipat is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
157	09.05.2024	148, 149, 323, 325, 452, 427, 506 IPC	Tehsil Camp Panipat

3. Learned counsel for the petitioner has submitted that in compliance to the order dated 03.07.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the



petitioner may be confirmed.

4. Learned State counsel while referring to the status report has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

5. Heard.

6. During the course of hearing on 03.07.2024, the following order was passed:-

“ 2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that no specific attribution is there qua the petitioner and in fact it is the case where there is version and cross-version. He contends that all the offences are bailable except for the offence under Section 452IPC which too is debatable.

3. Notice of motion.

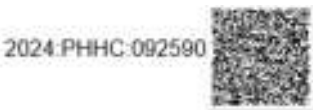
4. On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and submits that even from the perusal of the photographs i.e. Annexure P-5, it would reveal that the injured Ravi is in fact the aggressor and attacking the petitioner and other persons with stick. She prays for time to file the status report/reply in the matter.

5. Adjourned to 23.07.2024.

6. Needful be done well before the date fixed with an advance copy to the counsel opposite.

7. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

7. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 03.07.2024 passed by this Court, interim bail



granted vide order dated 03.07.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

8. The petition stands allowed.

(SANJIV BERRY)
JUDGE

23.07.2024

S.Sharma(syr)

i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No