

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

209

2024.PHHC.148057



CRM-M-42066 of 2024 (O&M)

DECIDED ON: 13<sup>th</sup> November, 2024

Ravinder @ Chotu

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. P.S. Chauhan, Advocate for petitioner.

Mr. Vishal Kashyap, DAG Haryana.

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| FIR No. | Dated     | Police Station                                    | Under Section/s                                                                                                                                                                                            |
|---------|-----------|---------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 345     | 22.7.2024 | Model Town, Rewari<br>District Rewari,<br>Haryana | 109(1), 3(5) and 351(3) of Bharatiya Nyaya Sanhita, 2023 (BNS) and Sections 25(1-B)(a) & 27(1) of Arms Act, wherein offence under Section 238(3) of Bharatiya Nyaya Sanhita, 2023 (BNS) was added later on |

GURVINDER SINGH GILL, J (ORAL)

1. The petitioner seeks grant of anticipatory bail in respect of the  
aforementioned FIR.
2. At the time of issuance of notice of motion, the following order  
was passed on 29.8.2024:

“The petitioner seeks grant of anticipatory bail in respect of a case registered vide FIR No.345, dated 22.7.2024 at Police Station Model Town, Rewari, District Rewari, Haryana, under Section 109(1), 3(5) and 351(3) of Bharatiya Nyaya Sanhita, 2023 (BNS) and Sections 25(1-B)(a) & 27(1) of Arms Act, wherein offence under Section 238(3) of Bharatiya Nyaya Sanhita, 2023 (BNS) was added later on.

Learned counsel for the petitioner submitted that admittedly even as per the FIR the petitioner is not alleged to have fired at any of the injured. It has been submitted that the name of the petitioner came to be mentioned in the FIR on account of some misunderstanding and as a matter of fact the complainant has now furnished affidavit dated 31.7.2024 (Annexure P-2) to the effect that it was on account of a mistake that his name came to be incorporated in the FIR.

Notice of motion for 13.11.2024.

At this stage, Mr. Sumit Singh Chahal, Advocate has put in appearance on behalf of the complainant and has filed Vakalatnama, which is taken on record. He has endorsed the factum of compromise (Annexure P-2) and has stated that he has no objection in case the petitioner is granted anticipatory bail.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C. ”

3. Learned State counsel, upon instructions from the Investigating Officer, has informed that pursuant to interim directions issued by this Court on 29.8.2024, the petitioner has since joined investigation and he is not required for any custodial interrogation.

4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 29.8.2024 are hereby made absolute, subject to the condition that the petitioner shall join investigation as and when called upon to

do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) Cr.P.C.

13<sup>th</sup> November, 2024

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(GURVINDER SINGH GILL)  
JUDGE

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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether reportable        | No  |