



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.55697 of 2023
Date of decision: 10th May, 2024

Anil Kumar @ Kapil
... Petitioner
Versus
State of Haryana
... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Ajay Yadav, Advocate for the petitioner.
Ms. Deepshikha Chauhan, AAG, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.321 dated 01.10.2023 under Sections 25-54-59 of the Arms Act and Section 120-B of the IPC registered at Police Station City Mahendergarh, District Mahendergarh.
2. On 06.11.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner inter alia contends that a secret information was received by the police qua co-accused Kuldeep and Ashish that they had been bringing firearms from Madhya Pradesh and there was no mention about the involvement of the petitioner in the secret information so received. Learned counsel submits that it was subsequently disclosure statements were

suffered by co-accused Kuldeep and Ashish wherein they nominated the petitioner as one of the accused.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 06.11.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 06.11.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

May 10, 2024
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No