

212-1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-63916-2023
DATE OF DECISION: 01.02.2024

ASHU ALIAS ASH MOHAMMAD
.....PETITIONER

VERSUS

STATE OF HARYANA
.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA.

Present: Mr. P.P.S Duggal, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Baljeet Beniwal, Advocate
for the complainant.

DEEPAK GUPTA, J (ORAL)

On 26.12.2023, the following order was passed by this Court:-

“CRM-54633-2023
*Allowed as prayed for. Documents are taken
on record.*
Main case
*Petitioner prays for the grant of pre-arrest
bail in FIR No.137, dated 24.05.2023, registered under
Section 148, 149, 307, 323, 506 IPC and Section 25 of the
Arms Act, 1959, at Police Station, Mundkati, District
Palwal.*
*As per the case of the prosecution, the
petitioner alongwith the various other co-accused arrived
to the agricultural land/fields of the respondent and
attacked resulting in injuries to the other party including a
fire arm injury to Vakil. The fire arm injury is attributed to
Aamin, son of the petitioner whereas it has been alleged
that all other co-accused caused injuries to various other
persons.*

Learned counsel representing the petitioner contends that there is a cross version recited on behalf of the daughter-in-law of the petitioner resulting in registration of the FIR no.142, dated 27.05.2023 and the petitioner's another son Ahmed also received a fire arm injury. He further submits that the petitioner has been falsely implicated on account of pendency of a civil suit and proceedings under Section 145 Cr.P.C.

Notice of motion.

On asking of the Court, Mr. Gurmeet Singh, AAG, Haryana, accepts notice on behalf of the State.

List on 01.02.2024.

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

Today, on instructions from ASI Ravi Kumar learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 26.12.2023 and is no longer required for further investigation.

In view of the aforesaid, the order dated 26.12.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

(DEEPAK GUPTA)
JUDGE

01.02.2024

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