



(101)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-60617-2024 (O&M)
Date of decision:- 04.12.2024

Khushi Mohamad and another
Versus
...Petitioner(s)

State of Haryana
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE

Present:- Mr. Aditya Sanghi, Advocate,
 for the petitioners.

 Mr. Deepak Balyan, Additional Advocate General, Haryana.
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SHEEL NAGU, C.J. (ORAL)

1. The petitioners apprehending their arrest have filed this petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 seeking anticipatory bail in case FIR No. 362, dated 10.09.2022 under Sections 148, 149, 307, 341, 506, 120-B and 34 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959 registered at Police Station Narwana City, District Jind, Haryana in respect of an incident where the main accused, namely, Ajay caused gun-shot injury to the complainant – Ram Mehar.
2. The incident has been witnessed by Sandeep.
3. It is a fact that the statements of the complainant and the said eye-witness have since been recorded vide Annexure P-3 and there is no implication qua the petitioners.

4. Merely on the ground that the petitioners have no antecedents and there is no possibility of their fleeing from justice and learned counsel for the petitioner has also assured that the petitioners shall follow all the terms and conditions for granting anticipatory bail, this Court for the time being is inclined to grant anticipatory bail to the petitioners subject to their furnishing personal bonds for a sum of Rs. 1,00,000/- each with two sureties of the like amount each to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 482(2) of the BNSS. In case the petitioners do not join the investigation, the State is free to move an application for cancellation of their bail.

5. This order shall also remain subject to the following condition:-

The petitioners shall plant 10 saplings of indigenous plants each at a public place and submit proof in that regard by way of photographs before the concerned Police Station where the FIR has been registered within a period of 15 days and if there is no such intimation submitted or intimation is found to be incorrect, then the State can move an application for cancellation of their bail.

6. The petition stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

04.12.2024
Amodh Sharma

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