



CRM-M No.42673-2024 1

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

201

CRM-M No.42673-2024 (O&M)
Date of Decision: 14.01.2025

Sakeel

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**Present:** Mr.Vinod Kumar, Advocate for
Mr. Rajesh Lamba, Advocate for the petitioner.

Mr. Ashok Singh Chaudhry, Addl.A.G, Haryana.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for pre-arrest bail in FIR
No. 137 dated 08.04.2015, under Section 392 of Indian Penal Code, 1860
(for short 'IPC') and Section 25 of Arms Act, 1959, registered at Police
Station Sadar Tauru, District Nuh.

2. Allegations are that petitioner along with co-accused snatched
bag of *de facto* complainant; voluntarily causes him hurt; committed robbery
and when complainant caught hold accused-Mustak, four live cartridges
were recovered from his conscious possession.

3. Contends that the Coordinate Bench, granted interim bail to
petitioner on 31.08.2024 and in terms thereof, he has already joined the
investigation and his custodial interrogation is not required.

4. Above factual position is duly acknowledged by learned State
Counsel, on instructions from SI Rati Ram present in Court and further



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stated that custodial interrogation of the petitioner is not required at this stage.

5. Heard learned counsel for the parties and perused the paper-book.

6. It is an admitted position that petitioner was granted interim bail by the Coordinate Bench on 31.08.2024 and relevant part of the same is recapitulated as under:-

“Petitioner Sakeel has filed petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No. 137 dated 08.04.2015 under Section 392 of IPC and Section 25 of Arms Act, registered at Police Station Sadar Tauru, District Nuh.

Learned counsel for petitioner argued that in the alleged occurrence one of the boy namely Mustak was apprehended on the spot, who has been acquitted by learned Additional Chief Judicial Magistrate, Nuh on 05.02.2024. It is alleged that present petitioner was allegedly on the bike and he managed to escape. Present petitioner is ready to join investigation and he is also ready to cooperate in handing over the said motorcycle.

Notice of motion.

On asking of this Court, Mr. Rupinder Singh Jhand, Addl. AG Haryana accepts notice on behalf of State. On query, learned counsel representing State pointed out that present petitioner has not been declared Proclaimed Person. He needs time to file his status report.

Adjourned to 05.11.2024, for filing status report.

In the meantime, arrest of present petitioner – Sakeel is stayed till next date of hearing, subject to his joining investigation.”

7. It is acknowledged by learned State counsel that in pursuance of above order, petitioner has joined the investigation and his custodial interrogation is not required at this stage.

8. In view of above, interim order dated 31.08.2024 is made absolute, subject to the conditions as envisaged under Section 482 of BNSS.

9. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

10. Above observations be not construed as an expression of



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opinion on merits of the case; rather confined only to decide the present bail matter.

- 11. Disposed off accordingly.
- 12. Pending application(s), if any, shall also stand disposed off.

14.01.2025
Rajeev (rvs)

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No