



CRM-M-60268-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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CRM-M-60268-2024  
Decided on : 21.01.2025

Aman

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

PRESENT: Mr. Gursharan Singh, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

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**SANJAY VASHISTH, J. (Oral)**

1. Prayer in this petition, filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, is for grant of anticipatory bail to the petitioner, who has been booked for having committed the offences punishable under Sections 148, 149, 323, 324, 506 IPC (Sections 325, 326, 307 IPC were added later on) in a case arising out of FIR No.40, dated 19.01.2024, registered at Police Station City Sirsa, District Sirsa.

2. On 02.12.2024, following order was passed by the co-ordinate bench of this Court:

*“1. Through the instant petition, as instituted under Section 482 of the B..S.S., 2023, the petitioner seeks the concession of anticipatory bail, in FIR No.40 dated 19.01.2024, under Sections 148, 149, 323, 324, 506 of the IPC (Sections 325, 326 and 307 of the IPC added subsequently), registered at P.S. City Sirsa, District Sirsa.*



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2. *The learned counsel for the petitioner inter alia submits that, the injury(ies) attributed to the petitioner does not attract the provisions of Section 307 of the IPC, rather the said injury is attributed to petitioner's co-accused, who has already been extended the relief of regular bail. He also submits that, the petitioner is on a co-equal pedestal as his co-accused Ishika Mahant @ Anil Baba, who has already been granted anticipatory bail by this Court, vide order dated 23.05.2024 (Annexure P-3).*

3. *Furthermore, the learned counsel for the petitioner submits that, although the petitioner is involved in three more cases, however, the said cases are the outcome of a dispute between the same parties.*

4. *Notice of motion for 21.01.2025.*

5. *Mr. Bhupender Singh, D.A.G., Haryana, accepts notice on behalf of respondent-State of Haryana.*

6. *In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 482(2) of the B.N.S.S., 2023."*

3. Learned counsel for the petitioner submits that the petitioner has joined investigation and he is ready to join investigation, if at all required in future.

4. Learned State counsel has filed the reply by way of affidavit of Subhash Chand, HPS, Deputy Superintendent of Police (HQ), Sirsa, District Sirsa on behalf of respondent/State in the Court today. The same is taken on record. Registry is directed to tag the same at appropriate place with the paper-book.

Learned State counsel does not dispute the factual position as addressed by learned counsel for the petitioner.

5. Considering the submissions of learned counsel for the parties and totality of facts and circumstances detailed in the present petition, and also the fact that the petitioner has already joined the investigation, this Court

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deems it appropriate to allow the present petition. Accordingly, the ad-interim order dated 02.12.2024 is hereby made absolute

6. However, the petitioner shall continue to join the investigation as and when required to do so and abide by all the conditions laid down under Section 482(2) of BNSS, 2023.

7. It would be open for the complainant or the State of Punjab/prosecution to move an appropriate application seeking cancellation of bail, in the present case with the material supporting thereon, if the concession is misused in any manner by the petitioner.

8. Petition stands disposed of.

**(SANJAY VASHISTH)**  
**JUDGE**

**January 21, 2025**

*Rashmi*

*Whether speaking/reasoned: Yes/No*

*Whether Reportable: Yes/No*