



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

204 (1)

**CRM-M- 6489-2025(O&M)
Date of Decision: 25.04.2025**

Sharukh Khan

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**Present:** Mr. Talim Hussain, Advocate for the petitioner.

Mr. Ashok Sehrawat, DAG, Haryana
assisted by SI-Jitender.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of pre-arrest bail to the petitioner in FIR No. 0334 dated 04.10.2018, under Sections 307 read with Section 34 of the Indian Penal Code, 1860, registered at Police Station City Sohna, District Gurugram.

2. Allegations are that petitioner alongwith co-accused in furtherance of their common intention attempted to kill son and son-in-law of *de facto*-complainant by firing gunshots upon them.

3. Contends that petitioner was granted interim bail by this Court on 04.02.2025 and in pursuance thereof, he has already joined investigation; hence, his custodial interrogation is not required.



4. The above factual position is not disputed by learned State Counsel and submits that his custodial interrogation is not required at this stage.

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

6. It transpires that petitioner was granted interim protection by this Court on 04.02.2025 and the order reads as under:-

“Contends, inter alia, that main accused- Julfikar Ahmed @ Julfi has already been granted concession of bail pending trial by this Court vide order dated 06.03.2019 (P-2) on the basis of compromise entered into between the parties.

Notice of motion.

At this stage, Mr. Kiran Pal Singh, learned AAG, Haryana accepts notice on behalf of respondent; seeks time to have instructions and/or to file response in the matter.

Posted for 11.03.2025.

In the meanwhile, petitioner shall join investigation before the Investigating Officer; but he be not arrested till the next date of hearing.

To be heard along with CRM-M-64062-2024.”

7. It is duly acknowledged by learned State Counsel that in pursuance of the aforesaid order, petitioner has joined investigation and as on today, his custodial interrogation is not required.

8. In view of the above, there is no justification to deny the concession of pre-arrest bail to the petitioner. Consequently, present



petition is allowed; interim order dated 04.02.2025 is made absolute subject to the conditions as envisaged under Section 482(2) 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. The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the bail matter.

11. It is also clarified that in case of any recurrence on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

25.04.2025
Harish Kumar

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No