

IN THE HIGH COURT OF HIMACHAL PRADESH, AT SHIMLA

ON THE 31st DAY OF MARCH, 2022

BEFORE

HON'BLE MR. JUSTICE AJAY MOHAN GOEL

CRIMINAL MISC. PETITION (MAIN) No. 606 of 2022

Between:-

SUNIL KUMAR SON OF SHRI MOHAN LAL, RESIDENT OF VILLAGE BHALAG, P.O. KATHI BHARAN, TEHSIL RAJGARH, DISTRICT SIRMOUR, H.P., (NOW CONFINED IN JAIL), THROUGH HIS BROTHER SUSHIL KUMAR SON OF SHRI MOHAN LAL, RESIDENT OF VILLAGE BHALAG, P.O. KATHI BHARAN, TEHSIL RAJGARH, DISTRICT SIRMOUR, H.P.

...PETITIONER

(BY MR. SERVEDAMAN RATHORE,
ADVOCATE)

AND

STATE OF HIMACHAL
PRADESH.

...RESPONDENT

(BY M/S SUMESH RAJ, DINESH THAKUR AND SANJEEV SOOD, ADDITIONAL ADVOCATE GENERALS WITH MR. MANOJ BAGGA, ASSISTANT ADVOCATE GENERAL)

ASI DALJEET SINGH, IO, PS SADAR, DISTRICT SOLAN, PRESENT WITH CASE RECORD.

Whether approved for reporting? No.

This petition coming on for orders this day, the Court passed the following:

ORDER

Status report filed, which is ordered to be taken on record.

After making his submissions for some time, learned counsel for the petitioner submits that the petitioner may be permitted to approach the learned Special Court afresh, praying for regular bail.

This petition is permitted to be withdrawn with liberty as prayed for. It is made clear that in the event of the petitioner approaching the learned Special Judge under Section 439 of the Code of Criminal Procedure, then the application be decided by the learned Court below on its own merit uninfluenced by the fact of petitions filed by the petitioner before this Court were dismissed as withdrawn.

(Ajay Mohan Goel)
Judge

March 31, 2022
(chander)