

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL NO.625 OF 2020  
(Arising out of SLP (Criminal) No.3865 of 2020)

MOHIT

Appellant

VERSUS

STATE OF HARYANA

Respondent

**O R D E R**

Leave granted.

This appeal challenges the order dated 31.07.2020 passed by the High Court of Punjab & Haryana at Chandigarh in CRM-M No.18704 of 2020.

While issuing notice, following order was passed by this Court on 27.08.2020:

"While granting bail to the petitioner, the High Court stated *inter alia*:

"... In addition to the above, petitioner shall deposit Rs.5,00,000/- (five lacs) with the Duty Magistrate/Duty Magistrate, concerned, which shall be handed over to the injured towards his medical expenses. ..."

The present Special Leave Petition takes exception to the imposition of condition to deposit Rs.5,00,000/- (Rupees Five Lakhs Only) as aforesaid for making payment to the injured towards his medical expenses.

Issue notice, returnable on 22.09.2020.

Dasti, in addition, is permitted.

Liberty is granted to serve the Standing Counsel for the State of Haryana.

Pending further consideration, the direction as quoted hereinabove shall remain stayed and the petitioner shall be entitled to bail without insisting on compliance of the aforesaid condition."

Consequently, the appellant now stands entitled to the benefit of order of bail without insistence on compliance of the condition imposed by the High Court.

We have heard Mr. Aabhas Kshetarpal, learned Advocate for the appellant and Dr. Monika Gusain, learned Advocate for the State of Haryana.

In our view, at the stage of consideration of bail, the High Court ought not to have imposed said condition.

We, therefore, allow this appeal and make the interim order dated 27.08.2020 absolute.

The appeal is allowed in aforesaid terms.

.....J.  
[UDAY UMESH LALIT]

.....J.  
[VINEET SARAN]

.....J.  
[AJAY RASTOGI]

NEW DELHI;  
SEPTEMBER 22, 2020

