

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CRM-M-34185-2015
Date of decision: 6.10.2015**

Kuldeep and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Ajay Kumar Gupta, Advocate for the petitioners.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioners seek pre-arrest bail in FIR No.0038 dated 11.3.2015 registered under Sections 302, 342, 148 and 149 IPC at Police Station Behal, District Bhiwani.

Learned counsel for the petitioners submits that the complainant has tried to make material improvements in his statement, while appearing before the learned trial Court as PW-3. This was the reason that petitioners have been summoned with the aid of Section 319 Cr.P.C. He further submits that since investigation is already over, custodial interrogation of the petitioners would not be required. Nothing is to be recovered from the petitioners. He prays for allowing the present petition.

Having heard the learned counsel for the petitioners and after careful perusal of the record of the case, this Court is of the considered opinion that keeping in view the totality of facts and circumstances of the case, petitioners have not been found entitled for pre-arrest bail.

It is a matter of record that petitioners were named in the FIR. Specific allegations have been levelled against all the three petitioners. This was the reason that the learned trial Court summoned the petitioners with the aid of Section 319 Cr.P.C. by passing the appropriate order dated 18.9.2015 (Annexure P-3).

In view of the above and without commenting anything further on merits of the case, lest it should prejudice the rights of either of the parties, no case for anticipatory bail has been made out.

Dismissed.

**6.10.2015
mks**

**(RAMESHWAR SINGH MALIK)
JUDGE**