

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

CRM-M-No.35225 of 2015

Date of decision:23.12. 2015

Tarsem Singh and another

----Petitioner(s)

V/s

State of Punjab

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. Navkiran Singh, Advocate for the petitioners.

Mr.Gurinderjit Singh, DAG, Punjab.

Mr. Amit Aggarwal, Advocate for the complainant.

HARI PAL VERMA, J. (Oral)

Prayer made in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioners in case FIR No. 108 dated 17.09.2015 under Sections 306/34 IPC, registered at Police Station G.R.P. Bathinda, District-Bathinda.

This Court, vide order dated 14.10.2015, has passed the following order:-

“Petitioners seek concession of pre-arrest bail in a case registered at the instance of Gurcharan Singh @ Charna alleging that his son Harpreet Singh who was a baptised Sikh was beaten up on the allegations of having stolen a sum of Rs.1,000/- during bhog ceremony. Feeling humiliated, his son had committed suicide.

Counsel for the petitioners submits that the petitioners have been falsely involved in the case on the basis of telephone recording which is neither relevant nor admissible.

Notice to the Advocate General, Punjab, for 30.11.2015.

Meanwhile, an interim direction is issued that the petitioners will join investigation on 24.10.2015 and 7.11.2015 or on any other date as required by the Investigating Agency. In case of petitioners doing so, they will be released on interim bail to the satisfaction of the arresting officer.”

Learned counsel for the petitioners contends that pursuant to the aforesaid order dated 14.10.2015 as well as the order dated 30.11.2015 passed by this Court, the petitioners have joined investigation and no recovery is required to be effected from them.

On the other hand, learned counsel for the complainant has vehemently opposed the present petition on the ground that deceased, namely, Harpreet Singh @ Happy was '*Granthi*' for last about 03 years and there had been no such like allegation against him of committing theft.

Learned counsel for the State, on instructions from SI-Jagdish Chander, also submits that the petitioners have joined investigation and their custodial interrogation is not required at this stage.

Heard.

Taking into consideration the fact that petitioners have joined investigation and no recovery is required to be effected from them, the present petition is allowed and the interim bail granted to the petitioners, vide order dated 14.10.2015, passed by this Court, is made absolute.

However, petitioners shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

December 23, 2015

Anjal

**[HARI PAL VERMA]
JUDGE**