

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No. M-35310 of 2015

Date of Decision: 03.12.2015

Ramesh Kumar & another

...Petitioner(s)

Versus

The State of Haryana

...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. A.K. Sama, Advocate for
Mr. Satbir Gill, Advocate
for the petitioners.

Mr. Parveen Aggarwal, DAG, Haryana.

Mr. S.K. Verma, Advocate
for the complainant.

HARI PAL VERMA J.(Oral)

Petitioners have filed the present petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.495 dated 23.5.2014 under Sections 323/341/307 of the Indian Penal Code, 1860 registered at Police Station City Sirsa.

During the course of investigation, the police has found the petitioners innocent. However, on an application moved by the prosecution under Section 319 CrPC, the trial Court summoned the petitioners vide order dated 7.9.2015 and against the aforesaid summoning order dated 7.9.2015, the petitioners approached learned Additional Sessions Judge, Sirsa to seek anticipatory bail under Section 438 CrPC. However, learned Additional Sessions Judge dismissed the said application vide order dated 3.10.2015.

It is in the aforesaid circumstances, the petitioners have approached this Court seeking anticipatory bail.

This Court vide order dated 14.10.2015, while issuing notice of motion for today i.e. 3.12.2015, had directed the petitioners to surrender before the trial Court within 10 days and in the event of their surrender, the trial Court was directed to release them on interim bail subject to its satisfaction.

Learned counsel for the petitioners contends that pursuant to order dated 14.10.2015, the petitioners have surrendered before the trial Court and they have been admitted on bail.

On the other hand, learned counsel for the complainant submits that the police has wrongly found the petitioners innocent during investigation, despite the fact that the petitioners have caused injuries to the complainant and are also issuing threats to the complainant.

Learned State counsel, on instructions from ASI Raghvir Singh, does not dispute the fact that the petitioners have surrendered before the trial Court and they have been admitted on bail.

Heard.

Taking into consideration the fact that the petitioners have surrendered before the trial Court and they have been released on bail, the order dated 14.10.2015 is made absolute.

The petition is disposed of.

December 03, 2015
AK

(HARI PAL VERMA)
JUDGE