

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(i) **Criminal Misc.No.M-35555 of 2015 (O&M)**
Date of decision: 20th November, 2015

Baljit Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

(ii) **Criminal Misc.No.M-38586 of 2015 (O&M)**

Gurbir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bikramjit Aroura, Advocate
for petitioners in Criminal Misc.No.M-35555 of 2015.

Mr. Vinod K.Kaushal, Advocate,
for the petitioner in Criminal Misc.No.M-38586 of 2015.

Ms. Simsi Dhir Malhotra, DAG, Punjab,
for the respondent(s)-State.

Mr. Rahul Bhargava, Advocate,
for the complainant.

INDERJIT SINGH, J.

This order shall dispose of Criminal Misc.No.M-35555 of 2015, filed by petitioners Baljit Singh and Sukhdev Singh and Criminal Misc.No.M-38586 of 2015, filed by petitioner Gurbir Singh under Section 438 Cr.P.C., seeking anticipatory bail in case FIR No.59 dated 28.04.2014, registered at Police Station Kambo, District Amritsar, under Sections 307, 452, 341, 506, 148, 149 IPC. Later on challan has been presented under Sections 307, 326, 325, 324, 323, 341, 506 IPC.

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Notice of motion was issued. Learned State counsel as well as learned counsel for complainant appeared and contested the instant petition.

I have heard learned counsel for the petitioners, learned State counsel as well as learned counsel for complainant and have gone through the record.

From the record, this Court finds that the petitioners have not been challaned in the said FIR. They have been found innocent by the Investigating Agency. They have been summoned by the learned trial Court on the application under Section 319 Cr.P.C. They are not required for any investigation or interrogation purposes. The presence of the petitioners is required only to face the trial. No useful purpose will be served by sending them to custody. The disposal of the case will take long time.

Therefore, keeping in view the facts and circumstances of the present case and without discussing the facts of the case in minute details and without expressing any opinion on the merit of the case, the present petitions are accepted and the orders dated 16.10.2015 (in Criminal Misc.No.M-35555 of 2015) and 16.11.2015 (in Criminal Misc.No.M-38586 of 2015), passed by this Court, granting interim bail to the petitioners are made absolute.

20th November, 2015
mamta

(INDERJIT SINGH)
JUDGE