

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-38848 of 2015 (O&M)

Date of decision: 07th December, 2015

Jatinder Singh alias Lucky and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Balbir Singh Jaswal, Advocate,
for the petitioners.

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

INDERJIT SINGH, J.

Petitioners have preferred the instant petition under Section 438 Cr.P.C., seeking anticipatory bail in case FIR No.176 dated 15.07.2015, registered at Police Station Jandiala Guru, District Amritsar, under Sections 325,326, 323, 324, 34 IPC.

Notice of motion was issued. Learned State counsel appeared and contested the instant petition.

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

From the record, this Court finds that the occurrence took place on 21.06.2015 and the FIR was registered on 15.07.2015 with a delay of about 24 days. Secondly, the main injury is attributed to co-accused Babbu. The petitioners are stated to be armed with 'dattars' and simple injuries are attributed to them.

Keeping in view the facts and circumstances of the present case and the facts that mainly the injuries are on the non-vital part of the body and injury under Section 326 IPC is not attributed to the petitioners, I find merit in the instant petition and the same is accepted. It is ordered that, in the event of arrest, the petitioners be released on bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so. They shall not temper with the evidence and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

07th December, 2015
mamta

(INDERJIT SINGH)
JUDGE