

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(i) Criminal Misc. No.M-41872 of 2014 (O&M)
Date of decision: 15th January, 2015

Mukhtiar Singh

...Petitioner

Versus

State of Punjab

...Respondent

(ii) Criminal Misc. No.M-42918 of 2014 (O&M)

Harjinder Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Mohd. Yousaf, Advocate,
for the petitioners.

Mr. S.S.Chandumajra, DAG, Punjab,
for the respondent(s)-State

INDERJIT SINGH, J.

This order shall dispose of Criminal Misc.No.41872 of 2014, filed by petitioner Mukhtiar Singh and Criminal Misc.No.42918 of 2014, filed by petitioners Harjinder Singh and Sukhdev Singh under Section 438 Cr.P.C., seeking anticipatory bail in case FIR No.30 dated 05.04.2013, registered at Police Station Bilga, District Jalandhar, under Sections 302, 307, 324, 323, 148, 149 IPC (Section 302 IPC added lateron).

Notice of motion was issued.

Today, learned State counsel has appeared and contested this petition.

I have heard learned counsel for the petitioners and

learned State counsel and have gone through the record.

As per prosecution version, all the petitioners have been summoned on the application under Section 319 Cr.P.C. They have only to face the trial. They are not required for custodial interrogation nor anything is to be recovered from them. No injury is attributed to petitioner Mukhtiar Singh and Sukhdev Singh. The main injuries are attributed to Dalbir Singh, who inflicted spade blow on the head of Gurdev Singh, father of complainant, with intention to kill him. The petitioners were found innocent during investigation and they have been summoned only on the application under Section 319 Cr.P.C. The petitioners have already surrendered before the learned trial Court and have been released on interim bail. No useful purpose will be served by sending them to custody.

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, both the petitions are accepted and the orders dated 12.12.2014 (in Criminal Misc.No.M-41872 of 2014) and 18.12.2014 (in Criminal Misc.No.M-42918 of 2014), passed by this Court, granting interim bail to the petitioners, are made absolute.

15th January, 2015
mamta

(INDERJIT SINGH)
JUDGE