

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-42502 of 2014 (O&M)

Date of decision: January 20, 2015

I)

Rashpal Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

Criminal Misc.No.M-44098 of 2014 (O&M)

Date of decision: January 20, 2015

II)

Saranpreet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. J.B.S.Gill, Advocate,
for the petitioners, in both the petitions.

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

Mr. Avtar Singh Bhatti, Advocate
for respondent No.2, in both the petitions.

INDERJIT SINGH, J.

Both these petitions are taken up together as the same have arisen from complaint bearing No.52 of 2009, filed by respondent No.2 against the petitioners.

Petitioners Rashpal Singh and Surjit Singh have preferred this petition under Section 438 Cr.P.C., seeking anticipatory bail in

complaint case bearing No.52/2009 dated 24.09.2009 titled 'Joginder Singh vs. Rachhpal Singh and others' filed under Sections 308, 326, 324, 323, 452 and 34 IPC (Annexure P-1).

Notice of motion in this case was issued. Mr. S.S.Chandumajra, Deputy Advocate General, Punjab has put in appearance on behalf of respondent No.1 and Mr. Avtar Singh Bhatti, Advocate has appeared and filed power of attorney on behalf of respondent No.2 and contested these bail application.

I have heard learned counsel for the petitioners, learned State counsel and learned counsel for respondent No.2 and have gone through the record.

The petitioners have been summoned by the Court in a private complaint. They are not required for investigation or interrogation purposes nor anything is to be recovered from them. They have to simply appear before the court to face the trial as it is a complaint case. The trial of the case will take long time and 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, the present petitions are accepted and the order dated 12.12.2014 passed in Criminal Misc. No.M-42502 of 2014 and order dated 24.12.2014 passed in Criminal Misc. No.M-44098 of 2014, passed by this Court, are made absolute.

January 20, 2015

rajesh.k.khurana

**(INDERJIT SINGH)
JUDGE**