

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M No. 44131 of 2014 (O&M)
Date of decision: 12.02.2015

Phuman Singh and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. N.K. Manchanda, Advocate for the petitioners.

Mr. Mehardeep Singh, DAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in the cross version, vide rapat No. 17 dated 03.11.2014, under Sections 324, 323, 506, 326, 34 IPC, in case FIR No.45, dated 03.11.2014, registered under Sections 324, 323, 506, 34 IPC, at Police Station GRP Ferozepur.

The learned counsel contends that only simple injuries have been attributed to petitioners Nos. 1 to 3. The learned counsel refers to the MLR (Annexure P-4) and states that petitioner No.4, to whom grievous injury is attributed, also received five injuries including one on the head. The injury attributed to petitioner No.4 is

not on the vital part. In pursuance of the order dated 24.12.2014, the petitioners have joined the investigation.

The learned State counsel seeks some to assist the Court as the Investigating Officer has not come.

The petitioners were earlier on bail in this case and Section 326 IPC was subsequently added. They never misused the concession of bail.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 24.12.2014, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

12.02.2015

sumit.k

(JITENDRA CHAUHAN)
JUDGE