

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

DATE OF DECISION : 3.3.2015

1. Cr.M.No.M-4421 of 2015 (O&M)
Diwan Chand v. State of Punjab.
2. Cr.M.No.M-4486 of 2015 (O&M)
Manohar Lal alias Ricky v. State of Punjab.

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

1. Whether reporters of Local Newspapers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present:- Shri Amrik Singh, Advocate for the petitioner.
Shri P.S.Hundal, A.A.G. Punjab.
Shri Paras Talwar, Advocate.

MAHESH GROVER, J.

This order will dispose of Cr.M.Nos.M-4421 and 4846 of 2015.

The petitioners pray for anticipatory bail in a case registered vide F.I.R. No.41 dated 21.4.2014 under Sections 302,452,34,120-B I.P.C. at Police Station Nurpur Bedi, Rupnagar.

Even though the petitioners were named in the F.I.R., yet during

investigation, they were placed in Column No.2 by the police. During the course of trial, an application under Section 319 Cr.P.C. was moved pursuant to which the petitioners have been summoned to face trial as additional accused.

In the considered view of this Court, in the absence of any challenge to the said order, the petitioners would certainly be required to participate in the trial and therefore, would have to submit to its jurisdiction.

Consequently, without commenting on the issue any further, I deem it appropriate to dispose of the petitions with a direction to the petitioners to submit themselves to the jurisdiction of the learned trial Court on 15.3.2015 and make a prayer for bail by making an appropriate application which shall be considered by the Court and disposed of as expeditiously as possible, but not later than two days from the date of such application. While doing so, the Court shall keep in consideration the contention of the petitioners that no additional material has been brought on record by way of evidence except the one which was brought before the police and on the basis of which they were placed in column No.2.

March 3, 2015
GD

(MAHESH GROVER)
JUDGE