

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-565 of 2015 (O&M)

Date of Decision: 26.03.2015.

Jorawar Singh & another

--Petitioners

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Sandeep Arora, Advocate for the petitioners.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioners in case F.I.R. No. 61 dated 25.10.2014 under sections 323, 324, 452, 506, 148, 149 I.P.C (section 326 I.P.C was added later on) registered at Police Station, Kotli Surat Malhi, Police District Batala, District Gurdaspur.

On 8.1.2015, while issuing notice of motion, the following order was passed by this Court:-

“Learned counsel for the petitioners has submitted that petitioner No. 2 and Jaspinder Kaur had suffered injuries in the occurrence. Although, petitioners have put up a cross-version but no action has been taken on the same so far. Petitioners are attributed simple injuries.

Notice of motion for 26.3.2015

In the meantime, in the event of arrest, petitioners be admitted to interim bail subject to the satisfaction of the Arresting Officer. They shall abide by the conditions envisaged under Section 438 (2) of the Code of Criminal Procedure, 1973.”

Learned State counsel upon instructions from ASI Ram Lubhaya would apprise the Court that the petitioners have since joined investigation. Still further, it has not been controverted that the present petitioners have been attributed simple injuries.

Under such circumstances, custodial interrogation of the petitioners would not be warranted.

Accordingly, the present petition is allowed. Order dated 8.1.2015, passed by this Court is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

March 26, 2015

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