

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

**CRM-M-5764 of 2015
Date of decision : 25.05.2015**

Surender and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr.Vikas P Singh, Advocate
for the petitioners.

Mr. Anmol Malik, AAG, Haryana.

DARSHAN SINGH,J(Oral)

1. The present petition has been filed by petitioners Surender and Balwan under Section 438 Cr.P.C for grant of the anticipatory bail in case FIR No. 348 dated 16.08.2014, under Sections 147, 148, 149, 332, 353, 186, 427, 323, 325, 506 of Indian Penal Code (for short IPC), registered at Police Station Tosham, District Bhiwani.

2. Learned counsel for the petitioners pleaded that the offence punishable under Section 147, 148, 149, 332 of

IPC are not made out. He further contended that the remaining offences except Sections 353 and 406 of IPC are bailable. He further contended that the police has already deleted the offence under Section 307 IPC. The petitioners have already joined the investigation. So, they deserve the concession of the anticipatory bail.

3. Learned State counsel on the instructions of ASI Satpal, Police Station Tosham has also stated that both the petitioners have already joined the investigation. They have been sufficiently interrogated and are no longer required for any custodial interrogation. He also stated that Section 307 IPC has already been removed.

4. So, the present petition is hereby allowed and the order of interim anticipatory bail dated 21.02.2015 is hereby made absolute subject to the conditions as provided under Section 438(2) Code of Criminal Procedure, 1973.

25.05.2015

s.khan

**(DARSHAN SINGH)
JUDGE**