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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10664-2016(O&M)

Date of Decision :13.07.2016

Gursewak Singh and another

..... Petitioners

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr.Gobind Sharma , Advocate
for Mr.P.S.Brar, Advocate for the petitioners.

Ms.Amarjit Kaur Khurana, Addl.AG, Punjab.

- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for anticipatory bail filed in case bearing FIR
No. 24 dated 18.02.2016, under Sections 324/323/427/148/149 IPC(Section
326 IPC added later on), registered at Police Station Dharmkot, District
Moga.

On 30.03.2016 the following order was passed:-

“ Counsel would contend that earlier the F.I.R had been registered for offences under sections 324, 323, 427, 148, 149 I.P.C and the petitioners having been arrested were granted benefit of bail. The prayer for anticipatory bail is being made in the light of the fact that offence under section 326 I.P.C has been subsequently added. It is contended that even as per case of prosecution the injury attracting offence under section 326 I.P.C is stated to be on the left arm of injured Sukhwinder

Singh.

Notice of motion, returnable for 13.7.2016.

In the meanwhile, petitioners are directed to join investigation.

In the event of arrest, the petitioners shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioners shall join investigation as and when called upon to do so and they shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.

Today learned Addl.AG, on instructions from HC Sukhdev Singh, has stated that the petitioner has joined the investigation and is not required for custodial interrogation.

Consequently the petition is allowed. In the event of his arrest the petitioner shall be released on bail by the investigating officer to his satisfaction subject to the compliance of the provisions as envisaged under Section 438(2) Cr.P.C.

Since the main case has been decided, the Criminal Misc.Application, if any also stands disposed of.

July 13, 2016
Sunita

(AJAY TEWARI)
JUDGE