

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-1492 of 2016 (O&M)

Date of Decision: 04.04.2016

Nirmla & another

--Petitioners

Versus

State of Haryana

--Respondent

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

Present:- Mr. B.S. Saroha, Advocate for the petitioners.

Mr. Vivek Saini, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioners in case F.I.R. No.255 dated 17.7.2015 under sections 148, 149, 323, 452 and 506 I.P.C (offence under section 307 I.P.C was added later on), registered at Police Station, Kanina, District Mahendergarh.

On 18.1.2016, while issuing notice of motion, the following order was passed by this Court:-

“Counsel would inter alia contend that the injuries attracting offence under section 307 I.P.C were inflicted by Sher Singh and Rakesh and who have already been arrested. It is further contended that in so far as the present petitioners are concerned, the only role attributed is to have given kick and fist blows to Manju.

Notice of motion, returnable for 4.4.2016.

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.”

Learned State counsel upon instructions from ASI Ved Parkash would apprise the Court that the petitioners have since joined investigation. That apart, the contentions noticed on behalf of the petitioners in the notice of motion order have gone unrebutted.

Accordingly, the present petition is allowed. The order dated 18.1.2016, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

04.04.2016
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