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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-21496 of 2016****Date of decision: June 27, 2016**

Chaman and another

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI**Present:** Mr. G.C. Shahpuri, Advocate
for the petitioners.

1. Whether Reporters of Local papers 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?

*********A.B. CHAUDHARI, J**

Petitioners have filed this petition under Section 438 of Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') seeking anticipatory bail in FIR No.780 dated 18.11.2015, registered under Sections 302/34 of Indian Penal Code, 1860 (for short 'IPC') at Police Station City, District Yamuna Nagar.

Notice of motion.

On the asking of the Court, Mr. D.R. Singla, DAG Haryana accepts notice on behalf of the State.

Heard learned counsel for the rival parties.

This petition is taken up for final disposal in view of the short controversy involved. The learned trial Judge found from the evidence of PW5-Binder that was recorded before him that the present petitioners were required to be summoned in exercise of power under Section 319 Cr. P.C. The limited question before this Court is about grant of anticipatory bail to the petitioners arising from the proceedings under Section 319 Cr. P.C.

The offence relates to November 2015. In my opinion, the petitioners should be allowed the benefit of anticipatory bail looking to their role disclosed by PW5 and the fact that enough time has already been passed from November 2015. Learned counsel for the petitioners has made a candid statement that petitioners have no objection for facing the trial in pursuant to the order made by the trial Judge under Section 319 Cr. P.C.

Statement is accepted.

In view of the above, I make the following order:-

- (1) The petitioners shall be released on anticipatory bail by the trial Judge on such terms and conditions as it deem fit proper on the next date of appearance before the trial Judge.
- (2) Disposed of.

(A.B. CHAUDHARI)
JUDGE

June 27, 2016
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