

CRM-M-25239-2016

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

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Date of Decision:10.11.2016

Amit and others

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sunil Panwar, Advocate,
for the petitioners.

Mr. Vikramjit Singh, Additional Advocate General, Haryana.

Mr. Gautam Dutt, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioners, Amit, Kalu @ Virender and Devi @ Davinder have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.562 dated 01.06.2016, registered at Police Station Gurgaon Sadar, District Gurgaon, under Sections 341, 365 and 511 IPC and Sections 506 and 34 IPC (added later on).

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and the complainant also appeared through his counsel. They contested this petition.

I have heard learned counsel for the petitioners; learned State counsel as well as learned counsel for the complainant and have gone

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through the record.

From the record, I find that as per the allegations in FIR, four-five young boys stopped the complainant and tried to kidnap him. On hearing the noise made by the complainant, PCR No.21 reached at the spot and the accused ran away from the spot.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case; I find that the petitioners have already joined the investigation, they are now not required for custodial interrogation; nothing is to be recovered from them and no useful purpose will be served by sending the petitioners to custody. Therefore, finding merit in the present petition, the same is allowed. The order dated 28.07.2016, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

10.11.2016

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No