

CRM-M-25366-2016

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

CRM-M-25366-2016

Date of Decision:24.10.2016

Gagan and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rajdeep Singh Gill, Advocate for
Mr. P.S.Sekhon, Advocate for
the petitioners.

Ms. Shivali, AAG, Punjab.

INDERJIT SINGH, J.

Petitioners, Gagan and Vicky, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.154 dated 14.05.2016, registered at Police Station City Sangrur, District Sangrur, under Sections 379 and 379-B of the Indian Penal Code.

Notice of motion was issued in this case.

Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioners; learned State counsel and have gone through the record.

From the record, I find that as per the prosecution version, three young persons came on the shop of complainant and stood outside there.

CRM-M-25366-2016

There was exchange of some arguments between the three persons and complainant and a scuffle also took place between them. The three persons took away his mobile phone make Lava with them.

In pursuance of the interim order dated 27.07.2016 passed by this Court, the petitioners have already joined the investigation, as stated. They are now not required for custodial interrogation.

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 and no useful purpose will be served by sending the petitioners to custody, I find merit in this petition and the same is allowed. The order dated 27.07.2016, 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.

24.10.2016

parveen kumar

(INDERJIT SINGH)
JUDGE

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