

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

CRM-M No. 26608 of 2016
Date of decision : August 11, 2016

Surjit Singh @ Sita and another,

..... Petitioners

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Ms. Amandeep Sibia, Advocate
for the petitioners.

Ms. Amarjit Kaur Khurana, Addl. AG Punjab

Ajay Tewari, J (Oral)

The petitioners seek grant of anticipatory bail in case FIR No.75, dated 4.7.2016, registered under Sections 447, 434, 379, 148, 149 of the IPC, at Police Station Bhikhi, District Mansa.

Counsel for the petitioners states that the main accused has been granted regular bail and the dispute is between the co-sharers.

The complainant unilaterally tried to fence the land and that is why the dispute arose. As per her, invocation of Sections

379/447 of the IPC is debatable.

Learned Addl. AG Punjab, on instructions from ASI Nachhattar Singh has accepted that the dispute is between the co-owners and the dispute arose because one party tried to put pillars. She further states that the main accused was arrested and released on regular bail.

In these circumstances, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioners. Resultantly, this petition is allowed and it is directed that in the event of their arrest, the petitioners shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.

August 11, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No