

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

CRM-M-30529-2016 (O&M)

Date of decision : 07.11.2016

Harvinder singh @ Vicky @ Harminder Singh and another

...Petitioners

Versus

The State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. K.S. Lakhanpal, Advocate for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by HC Sham Lal.

JITENDRA CHAUHAN, J. (Oral)

The petitioners seek pre-arrest bail in case FIR No.84 dated 17.08.2016, registered under Sections 452 and 323 read with Section 34 of the Indian Penal Code, at Police Station Mahilpur, Distt. Hoshiarpur.

Heard.

On 07.09.2016, the following order was passed:-

“Learned counsel contends that simple injury has been attributed to the petitioner. There is a delay in lodging the FIR. The incident took place on 15.08.2016 whereas FIR was registered on 17.08.2016 after due deliberations.

Notice of motion.

At the asking of the Court, Ms. Harsimrat Rai, DAG, Punjab, accepts notice on behalf of the respondent-State.

A complete copy of the paper book has been handed over to learned State counsel, in the Court.

Meanwhile, in the event of arrest of the petitioners by the Arresting Officer, they shall be released on interim bail subject to the following conditions:-

- 1. That they shall make themselves available for interrogation by a police officer as and when required;*
- 2. That they shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;*
- 3. That they shall not leave India without prior permission of the Court.*

Learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 07.09.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

07.11.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No