

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

CRM-M-32149-2016

Date of decision: November 17, 2016

Inderjit Singh @ Raghu and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

Mr. R.P.S. Sidhu, AAG, Punjab
for respondent No.1-State.

Mr. R.S. Gill, Advocate
for respondent No.2.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition preferred under Section 438 of Code of Criminal Procedure, petitioners have sought pre-arrest bail, feeling apprehension of their arrest, in case FIR No.215 dated 21.06.2016, under Sections 307, 323, 341, 324, 148, 149 and 120-B IPC registered at Police Station City Sangrur, District Sangrur.

At the time of passing the order dated September 20, 2016, the following order was passed:-

“Application for impleading the complainant as respondent No.2 is allowed.

Notice to the respondents for September 30, 2016. On the instructions of investigating officer, State counsel informs that petitioner No.1 has been attributed an injury on the leg with a kirpan which has not been subjected to radiological examination. However, the investigating officer informs that the entire incident has been captured in a CCTV footage.

Counsel for the petitioners relies upon the statement of complainant made before the Sessions Court to the effect that the matter has been compromised.

Meanwhile, an interim direction is issued that the petitioners will join investigation on September 24, 2016 and September 28, 2016 and in case of their doing so, they will be released on interim bail to the satisfaction of the arresting officer.”

Learned State counsel on instructions from ASI Shiv Ram submits that in compliance of the order dated September 20, 2016, petitioners have already joined the investigation and are no more required for further interrogation.

In view of the aforesaid facts, order dated September 20, 2016 is made absolute, subject to the following conditions, as envisaged under section 438(2) Cr.P.C:

- 1) that the petitioners shall make themselves available for interrogation by a police officer as and when required;*
- 2) that the petitioners 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 them from disclosing such facts to the Court or to any police officer;*
- 3) that the petitioners shall not leave India without the previous permission of the Court.*

November 17, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No