

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

CRM-M -33795 of 2016 (O&M)
Date of decision: 29.11.2016

Tarsem Singh and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. D.S. Kahlon, Advocate for the petitioner(s).

Ms. Simsi Dhir Malhotra, DAG, Punjab
assisted by ASI Ram Bhajan.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in FIR No.0071 dated 28.08.2016, registered under Sections 323, 324, 326 and 506 read with Section 34 of IPC, at Police Station Kanwan, Tehsil & District Pathankot.

On 27.09.2016, this Court had passed the following order:-

“Learned counsel contends that only simple injuries have been attributed to the petitioner and injuries under Section 326 of the Indian Penal Code have been attributed to co-accused, namely, Sukhwinder Singh.

Notice of motion for 29.11.2016.

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.”*

It is contended that in pursuance of the order dated 27.09.2016, the petitioners have joined the investigation

The learned State counsel, on instructions submits that 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 27.09.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

29.11.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No