

**CRM-M-35407-2016 and
CRM-M-36710-2016**

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

Date of Decision: 26.10.2016

1. CRM-M-35407-2016

Balwant Singh alias Ghocha and others

... Petitioners

Versus

State of Punjab

... Respondent

AND

2. CRM-M-36710-2016

Tehla Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. B.S.Jatana, Advocate,
for the petitioners in both the petitions.

Ms. Shivali, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

This order shall dispose of CRM-M-35407-2016, filed by
petitioners, Balwant Singh alias Ghocha, Gulab Singh, Gaggi Singh and
Babbu Singh, and CRM-M-36710-2016, filed by petitioner, Tehla Singh,
under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.23

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dated 12.05.2016, registered at Police Station Jaurkian, District Mansa, under Sections 353, 186, 224 and 225 of the Indian Penal Code.

Notice of motion was issued in both these cases. Learned State counsel put in appearance on behalf of the respondent-State and contested these petitions.

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

From the record, I find that that the petitioners have not been named in the FIR. As per the allegations in the FIR, Randhir Singh @ Dhera along with 20-25 persons scuffled with the police party. Due to this, Buta Singh, accused in FIR No.22 dated 12.05.2016, under Section 61.1.14 of Excise Act, P.S.Jaurkian, fled away from the custody of the police.

In pursuance of the interim orders dated 03.10.2016 passed in CRM-M-35407-2016 and 12.10.2016 passed in CRM-M-36710-2016, the petitioners have already joined the investigation. They are now not required for custodial interrogation. Nothing is to be recovered from the present petitioners.

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 both these petitions and the same are allowed. The orders dated 03.10.2016 passed in CRM-M-35407-2016 and 12.10.2016 passed in CRM-M-36710-2016,

granting interim bail to the petitioners, are made absolute. However, the

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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.

26.10.2016
parveen kumar

**(INDERJIT SINGH)
JUDGE**

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