

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

(1) CRM-M No.36851 of 2015 (O&M)

Sunil @ Sanju and another

..... Petitioners

Versus

State of Haryana

..... Respondent

AND

(2) CRM-M No.43831 of 2015 (O&M)

Bablu and another

..... Petitioners

Versus

State of Haryana

..... Respondent

Date of Decision: 08.01.2016

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Sanjay Vashisht, Advocate for the petitioners.

Mr. Satish Saini, Deputy Advocate General, Haryana
for the respondent/State assisted by ASI Jaswant Singh.

JASWANT SINGH, J. (Oral)

This common order shall dispose of two aforementioned petitions seeking anticipatory bail under Section 438 Cr.P.C. on behalf of four petitioners/accused, namely, Sunil @ Sanju, Nepal, Bablu and Rambir @ Ramveer in case bearing FIR No.237 dated 19.06.2015, under Sections 148, 149, 323, 324 (Sections 325 and 506, IPC added later on) and Sections 25/54/59 of the Arms Act, registered with Police Station Pataudi, District Gurgaon.

The occurrence on 18.06.2015 at about 10:00 PM in the Village Chhavan has resulted into filing the version and cross-version cases. The present aforesaid FIR is the first version case.

As per the allegations recorded on the eye-witness account of the complainant-Ram Gopal, all the aforesaid four named accused along with their non-applicant/co-accused, namely, Charan Singh, Dushyant, Narender, Sagar and Niku were standing outside their plot and caused injuries to the complainant party by the use of *Sword* and *Lathi*.

It is contended that in fact it is the present complainant party (in the version case) comprising 5-7 persons, which had attacked the present petitioners, leading to lodging of cross-version case as FIR No.238 dated 19.06.2015, under Sections 148, 149, 323, IPC and (Sections 325 and 307, IPC stated to be added later on) and Sections 25/54/59 of the Arms Act (**Annexure P-4**). It is further contended that from the perusal of the present FIR, it is apparent that vague and baseless allegations have been made. It is further submitted that the petitioners have since joined the investigation.

Learned State Counsel, assisted by ASI Jaswant Singh, concedes that the petitioners have joined the investigation and their custodial interrogation is no longer required.

In view of the above, interim pre-arrest bail granted by this Court to all the four accused vide orders dated 03.11.2015 and 24.12.2015 respectively, in both the petitions, are made absolute.

Disposed of.

January 08, 2016
Gagan

(JASWANT SINGH)
JUDGE