

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

**CRM-M No.43132 of 2015 (O&M)
Date of Decision: 05.01.2016**

Balwinder and others

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Chaman Lal Pawar, Advocate for the petitioners.

Mz. Simsi Dhir Malhotra, Deputy Advocate General, Punjab
for the respondent/State assisted by A.S.I. Raghubir Singh.

JASWANT SINGH, J. (Oral)

Three petitioners are praying for grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.153 dated 16.09.2015, under Sections 323, 324, 341, 506, 148 and 149 of the Indian Penal Code (Section 326, IPC added later on), registered with Police Station Maqsudan, District Jalandhar, Punjab.

It is conceded that there is a version and cross-version of the occurrence.

It is contended that earlier only bailable offences were involved. The petitioners after joining of investigations were released on bail, however, due to adding of the subsequent offences under Sections 325 and 326, IPC, no material change has come about regarding the investigations.

Learned State Counsel, assisted by ASI Raghubir Singh, is unable to refute the aforesaid factual position.

Without commenting on the merits of the case, keeping in view the fact that petitioners had earlier joined the investigations, this Court is of

the opinion that present petition is to be allowed and the petitioners also allowed pre-arrest bail in the added offences under Sections 325 and 326, IPC. Accordingly, they are ordered to be released on anticipatory bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

January 05, 2016

Gagan

**(JASWANT SINGH)
JUDGE**