

Sr. No.207

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-6767 of 2016 (O&M)

Date of Decision: 23.05.2016

Patras Masih and others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. TarunVir Singh Lehal, Advocate,
for the petitioners.

Mr. K.D.Sachdeva, Additional A.G.Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.100 dated 27.06.2014, under Section 306, 34 of Indian Penal Code, registered at Police Station City Batala.

While issuing notice of motion, the following order was passed by this Court on 26.02.2016:-

“The present petition has been filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.100 dated 27.06.2014, under Section 306, 34 of Indian Penal Code, registered at Police Station City Batala.

Counsel would submit that during the course of investigation, the present petitioners were found innocent and it is only thereafter upon an application filed by the prosecution under Section 319 Cr.P.C. having been allowed that the petitioners have now been summoned to face trial as additional accused.

Contention raised is that the allegation/accusation is with regard to abetment of suicide for which custodial interrogation of the petitioners is not warranted and who are otherwise ready and willing to join trial proceedings.

Notice of motion, returnable for 23.05.2016.

In the meanwhile, it is directed that in case the petitioners duly put in appearance before the trial Court on the date already fixed i.e. 23.03.2016, they would be entitled to interim bail subject to satisfaction of the trial Court.”

During the course of hearing, it has gone uncontroverted that the petitioners have since put in appearance before the trial Court on 23.03.2016 and have been admitted to interim bail upon furnishing requisite bail bonds.

In view of the fact that the petitioners have already joined trial proceedings, prayer made in the present petition is accepted.

Petition is allowed. Order dated 26.02.2016, passed by this Court, is made absolute.

Disposed of.

23.05.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE