

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

***CRM No.M-8011 of 2016 (O&M)***

***Date of Decision: 01.06.2016***

Devi Singh & others

... Petitioners

Versus

State of Haryana

... Respondent

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

Present:- Mr. R.S. Thakur, Advocate for the petitioners.

Mr. Vivek Saini, DAG, Haryana.

....

**TEJINDER SINGH DHINDSA.J.**

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking the concession of anticipatory bail to the petitioners in case FIR No.89 dated 08.07.2015, under Sections 307/323/324/148/149 IPC read with Sections 25/54/59 of the Arms Act, registered at Police Station Rozka Meo, District Mewat.

On 10.03.2016, while issuing notice of motion, the following order was passed by this Court:

*“Present petition has been filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.89 dated 08.07.2015 under Sections 307, 323, 324, 148 and 149 IPC read with Section 25/54/59 of the Arms Act, registered at Police Station Rozka Meo, District Mewat.*

*Counsel would submit that co-accused Pop Singh son of Raghubir Singh against whom there were direct allegations of having fired a shot at the complainant/injured Varinder Singh with his gun and the pellets having hit on his chest and leg, has been granted benefit of regular bail.*

*Counsel further submits that insofar as petitioners No.1, 4 and 5 are concerned, they were only stated to be armed with Lathis. It is further submitted that petitioners No.2 and 3 even though were stated to be armed with country-made pistol but even as per version of the complainant no shots were stated to have been fired.*

*Notice of motion, returnable for 01.06.2016.*

*In the meanwhile, petitioners are directed to appear before the Investigating Officer and to join investigation.*

*In the event of arrest, the petitioners shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioners shall join investigation as and when called upon to do so and they shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”*

Learned State counsel upon instructions from ASI Mohammad Harun has apprised the Court that the petitioners have since joined investigation.

That apart, the contentions noticed on behalf of the petitioners in the notice of motion order have gone unrebutted.

Under Such circumstances, custodial interrogation of the petitioners would not be warranted.

Petition is allowed. Order dated 10.03.2016 passed by this Court is made absolute.

Disposed of.

**01.06.2016**  
*harjeet*

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**