

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

CRM-M-9010-2016

Date of decision: July 27, 2016

Gurlal Singh and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Kanwaljit Singh, Senior Advocate with
Ms. Jaswinder Kaur, Advocate
for the petitioners.

Ms. Neelam Kashyap, DAG, Haryana assisted by
EASI Krishan Kumar.

Mr. G.S. Sandhu, Advocate
for the complainant.

JASPAL SINGH, J.(ORAL)

The present petition has been preferred by Gurlal Singh and others, under Section 438 of the Code of Criminal Procedure for grant of pre-arrest bail, feeling apprehension of their arrest, in case bearing FIR No.0036, dated 13.01.2016, under Sections 148, 149, 323, 324, 452, 506 IPC and 326 of IPC (added later on), registered at Police Station Asandh, District Karnal.

At the time of issuance of notice of motion by this Court on March 15, 2016, the following order was passed:-

“Prayer is for grant of anticipatory bail to the petitioners namely Gurlal Singh, Mangal Singh and Angrej Singh in case FIR No.0036 dated 13.01.2016 for offences punishable under Sections 148, 149, 323, 324, 452 and 506 of IPC and Section 326 IPC added later on registered with Police Station Asandh, District Karnal.

As per allegations, petitioner no.1 Gurlal Singh is attributed a sword blow on the left hand of injured Gajjan Singh, whereas Mangal Singh and Angrej Singh are alleged to be carrying bricks in their hands and there are allegations of inflicting injuries.

It is contended that the injury attributed to Gurlal attracts a bailable offence under Section 324 IPC, whereas no injuries by brick bats have been found on the person of any of the injured.

Notice of motion for 3.5.2016.

At this stage Mr. G.S. Sandhu, Advocate accepts the notice on behalf of the complainant is unable to contest the aforesaid factual submissions made on behalf of the petitioners.

In the meanwhile, in the event of their arrest, petitioners shall be released on interim bail subject to the satisfaction of the arresting/investigating officer. However, they shall join the investigation as and when called upon to do so and abide by the conditions as envisaged under Section 438(2) Cr.P.C. ”.

On instructions from EASI Krishan Kumar, learned State counsel submits that petitioners have already joined the investigation in compliance of the order dated March 15, 2016 and they are no more required for further interrogation as nothing is to be recovered from them.

Taking into consideration the above facts of the case, interim order dated March 15, 2016, is made absolute, subject to the conditions, as envisaged under section 438(2) Cr.P.C.

July 27, 2016
m. sharma

(JASPAL SINGH)
JUDGE