

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

CRM-M -12762 of 2017 (O&M)
Date of decision: 18.05.2017

Nagar Singh and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Aman Dhir, Advocate for the petitioner(s).

Mr. S.S. Gill, DAG, Punjab
assisted by HC Daljeet Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in DDR No. 17 dated 30.06.2016 in FIR No.53 dated 30.06.2016, registered under Sections 324, 341, 336, 427, 148 read with Section 149 of IPC and Sections 25 & 27 of Arms Act, at Police Station Khera Gandian, District Patiala.

On 18.04.2017, this Court had passed the following order:-

“Contends that it is a case of version and cross version. Petitioner No.2 has been attributed a kirpan blow on biceps which is simple in nature. The weapon allegedly shown to be used had already been deposited with the authority on 09.11.2016 whereas, no role has been attributed to petitioner No.3 except that he broke the mirror of the car of complainant.

Notice of motion for 18.05.2017.

Meanwhile, in the event of arrest of the petitioners by

the Arresting Officer, they shall be released on interim bail subject to the following conditions:-

- 1.That they shall make themselves available for interrogation by a police officer as and when required;*
- 2.That they shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;*
- 3.That they shall not leave India without prior permission of the Court.*

List along with CRM-M-12274-2017.”

The learned counsel for the petitioners seeks permission to withdraw the petition qua petitioner No.2, Subeg Singh.

Ordered accordingly.

It is contended that in pursuance of the order dated 18.04.2017, the petitioner Nos.1 & 3 have joined the investigation.

The learned State counsel, on instructions submits that the petitioners No.1 & 3 have joined the investigation and they are not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 18.04.2017, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

18.05.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No