

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

**CRM-M-18668-2017 (O&M)**

**Date of decision: - 17.8.2017**

**Sanjay Gill @ Kanhaya and ors**

**.....Petitioners**

**versus**

**State of Punjab**

**.....Respondent**

**CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present: - Mr. Navkiran Singh, Advocate for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Mr. Gulzar Mohd, Advocate for complainant.

**ARVIND SINGH SANGWAN, J (ORAL)**

This is a petition filed under Section 438 Cr. P.C. for pre-arrest bail to the petitioners in case FIR No. 88 dated 8.5.2017 registered under Sections 323, 325, 341, 308, 148, 149 IPC at Police Station Division No. 5, Jalandhar.

Learned counsel for the petitioners submits that in pursuance of the order dated 5.7.2017, petitioners have joined the investigation and petitioner No. 1 has also appeared before the Medical Board of examination qua the injuries sustained by him at the hands of complainant-party.

Learned State counsel, on instructions from SI Amrik Lal, assisted by learned counsel for complainant do not dispute that during the course of investigation Section 308 IPC stands deleted; petitioners have joined the investigation and are no more required for further investigation.

In view of the said fact, present petition is allowed and the order

passed by this Court dated 5.7.2017 is made absolute subject to the conditions

mentioned below, as envisaged in Section 438(2) Cr.P.C :-

1. They shall make themselves available for interrogation by a police officer as and when required;
2. 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 them from disclosing such facts to the Court or to any police officer; and
3. They shall not leave India without previous permission of the Court.

17.8.2017  
*preeti*

(ARVIND SINGH SANGWAN)  
JUDGE

*Whether speaking/reasoned*  
*Whether Reportable*

*Yes/No*  
*Yes/No*