

CRM-M No. 25276 of 2017

1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 25276 of 2017
Date of Decision : 01.09.2017

Vikas and others

...Petitioners

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Yogesh Goel, Advocate for the petitioners.

Mr. Tanuj Sharma, Assistant Advocate General,
Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking anticipatory bail in FIR No. 264, dated 20.05.2017, under Sections 148, 149, 323, 324, 341, 427, 506 IPC (Section 307 IPC added later on 01.06.2017), registered at Police Station Sonipat City.

Learned counsel for the petitioners contends that the petitioners had been granted regular bail in the afore-noted FIR, however, offence under Section 307 IPC was added later on, for which they had applied for anticipatory bail and the same has been declined by the Additional Sessions Judge, Sonipat. He further contends that although the injured were declared fit to make statement by the doctor on 17.05.2017 itself, but they gave their statements only on 19.05.2017.

This Court, vide order dated 17.07.2017, had directed

the petitioners to join investigation and on their doing so, they were to be released on ad-interim bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel has filed status report in the form of affidavit of DSP, Head Quarter Sonipat, wherein, it is stated that as the injuries on the person of Anil and Bittu were found to be grievous in nature with sharp edged weapon but were not dangerous to life, Section 307 IPC was deleted and instead Section 326 IPC was added on 10.08.2017.

Learned State counsel upon instructions from ASI Daljit states that the petitioners have joined investigation and are not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 17.07.2017, granting ad-interim bail to the petitioners, is hereby made absolute. However, the petitioners shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

September 01, 2017
kanchan

(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>

