

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

**CRM-M No.3274 of 2017
Date of Decision: 20.03.2017**

Kesro and another

.... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Jonny Goyal, Advocate
for the petitioners.

Mr. Neeraj Yadav, AAG, Punjab
for the respondent-State.

DEEPAK SIBAL J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C., the petitioners seek anticipatory bail in FIR No.0264, dated 22.12.2016, registered under Sections 332, 353 and 186 IPC, at Police Station Phillaur, District Jalandhar.

Vide order of this Court dated February 01, 2017, while issuing notice of motion, this Court had ordered that in the event of arrest, the petitioners shall be released on ad-interim anticipatory bail to the satisfaction of the Arresting officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

Seeking anticipatory bail for the petitioners, learned counsel submits that the petitioners have been falsely implicated in this case; there is no other criminal case pending against them and the petitioners have joined investigation and have fully cooperated with the investigating agency.

Learned State counsel on instructions from Head Constable Sanjiv Kumar, admits that the petitioners have joined investigation and at this stage, are no longer required for further questioning.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the interim order dated February 01, 2017 granting ad-interim bail anticipatory to the petitioners is made absolute, subject to the conditions prescribed under Section 438 (2) Cr.P.C.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

If the petitioners are found indulging in any other criminal activity/misusing the concession of bail granted to them, it will be open to the State to move an appropriate application before the Competent Court/this Court for cancellation of the granted bail to the petitioners through this order.

March 20, 2017

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**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No