

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 208

CRM-M-3887-2017

Decided on : 22.03.2017

Gurbhag Singh and others

..... Petitioner(s)

VERSUS

State of Punjab

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Ms. Satwant Mehta, Advocate, for the petitioner(s).

Mr. Neeraj Yadav, AAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr. P. C., the petitioners seek the concession of anticipatory bail in FIR No. 166, dated 27.06.2012, registered under Sections 307, 326, 323, 324, 148 and 149 IPC, at Police Station Patti, District Tarn Taran.

Vide order dated 08.02.2017, while issuing notice of motion, this Court had ordered that in the event of arrest, the petitioners shall be admitted to ad-interim anticipatory bail to the satisfaction of the trial court.

Seeking anticipatory bail for the petitioners, learned counsel submits that after investigation the petitioners had been found innocent but had only been summoned on an application moved by the prosecution under Section 319 Cr. P. C; under the interim order passed by this Court, they have already appeared before the trial court and on such appearance, to its satisfaction the trial court has admitted them to anticipatory bail.

Learned counsel for the petitioners further undertakes that the petitioners would appear on each and every date in the trial unless otherwise exempted.

Learned State counsel does not dispute the fact with regard to the appearance of the petitioners before the trial court and on such appearance their admission to bail. It is further not disputed that during the course of the investigation, the petitioners were found innocent.

After considering the above submissions, in my opinion, order dated 08.02.2017, granting interim anticipatory bail to the petitioners subject to the conditions prescribed under Section 438(2) Cr. P. C., requires to be made absolute.

Ordered accordingly.

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

During the period that the bail is granted to the petitioners, if they are found indulging in any criminal/illegal activity or misusing the concession of bail granted by this Court, it would be open to the State to move an appropriate application before the competent Court/this Court for cancellation of the bail granted to the petitioners.

22.03.2017
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No