

**CRM-M-40623-2017**

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

**CRM-M-40623-2017**

**Date of Decision: 20.11.2017**

Jaswinder Singh @ Shinder and another

... Petitiones

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Mr. V.K.Sandhir, Advocate,  
for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Mohit Rampal, Advocate,  
for the complainant.

**INDERJIT SINGH, J.(Oral)**

Petitioners-Jaswinder Singh @ Shinder and Sukhraj Singh @  
Goru have filed this petition under Section 438 of the Code of Criminal  
Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case  
FIR No.142 dated 05.08.2010, registered at Police Station Lopoke, Amritsar  
Rural, under Sections 307, 323, 324 and 34 of IPC and Sections 25 and 27  
of the Arms Act, 1959.

Notice of motion was issued in this case. Learned State  
counsel has put in appearance on behalf of the respondent-State and  
complainant has also appeared through his counsel. They contested this  
petition.

I have heard learned counsel for the parties as well as learned

State counsel and have gone through the record.

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From the record, I find that FIR, in the present case, was registered more than 07 years ago.

It is argued by learned counsel for the petitioners that in the first inquiry, which was conducted by the police, one person was found innocent and in the second inquiry, which was conducted by the police, it was found that both the parties have exaggerated their versions and it is a case of version and cross-version. Thereafter, a compromise was taken place between the parties and a quashing petition on the basis of compromise was filed before this Court, which was got dismissed as withdrawn. Then after investigation, the police filed the cancellation report, which the Magistrate returned for further investigation and now after passing of even five years, challan has not been presented so far.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. It is ordered that in the event of arrest, the petitioners be released on bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

**20.11.2017**  
parveen kumar

**(INDERJIT SINGH)**  
**JUDGE**

|              |                           |   |     |
|--------------|---------------------------|---|-----|
| <b>Note:</b> | Whether speaking/reasoned | : | Yes |
|              | Whether reportable        | : | No  |