

CRM-M-42453-2017
CRM-M-43340-2017

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

Date of Decision:14.12.2017

1. CRM-M-42453-2017

Jaskaran Singh alias Karni

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-43340-2017

Gurtej Singh alias Gurbhej Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Joginder Pal Devgan, Advocate,
for the petitioners in both the petitions.

Mr. Ayush Sarna, AAG, Punjab.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-42453-2017, filed by petitioner-Jaskaran Singh alias Karni and CRM-M-43340-2017, filed by petitioner-Gurtej Singh alias Gurbhej Singh, under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory

CRM-M-42453-2017
CRM-M-43340-2017

bail in case FIR No.231 dated 12.09.2017, registered at Police Station Adampur, District Jalandhar Rural, under Sections 307, 336 and 34 of the Indian Penal Code and Section 27 of the Arms Act, 1959.

Notice of motion was issued in both these petitions. Learned State counsel has put in appearance on behalf of the respondent-State and contested these petitions.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record.

From the record, I find that as per the prosecution version, petitioner-Jaskaran Singh alias Karni was driving the motor-cycle, however, he did not cause any injury. So far as petitioner-Gurtej Singh alias Gurbhej Singh is concerned, he is named in the FIR and stated to be armed with baseball bat, but no injury is attributed to him.

In pursuance of the interim orders dated 09.11.2017 passed in CRM-M-42453-2017 and dated 15.11.2017 passed in CRM-M-43340-2017 by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them to custody.

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 these petitions and the same are allowed. The orders dated 09.11.2017 passed in CRM-M-42453-2017 and dated 15.11.2017 passed in CRM-M-43340-2017, granting interim bail to the petitioners, are made absolute. However, the

CRM-M-42453-2017
CRM-M-43340-2017

petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

14.12.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

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