

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

CRM-M-43348-2016 (O&M)

Date of decision : 02.02.2017

Udham Singh and others

...Petitioner (s)

Versus

State of Punjab

...Respondent (s)

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Sherry K. Singla, Advocate for the petitioner (s).

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Balbir Singh.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in Cross-case bearing DDR No.23 dated 12.11.2016 filed under Sections 307, 324 and 148 of the Indian Penal Code (for short 'the IPC') read with Section 149 IPC and Sections 25 and 27 of the Arms Act in FIR No.218 dated 07.11.2016, at Police Station Maur, District Bathinda.

The learned counsel for the petitioners contends that in pursuance of the order dated 15.12.2016, the petitioners have joined the investigation. He states that the petitioner is a complainant in the FIR whereas cross-version has been recorded by complainant-Amolok Singh on 12.11.2016. The learned counsel states that petitioner No.3-Tehal Singh and

his brother, Mohinder Singh were attacked by the opposite party as is made out from the MLR (Annexure P-6). The cross-version is an after thought to pressurize the petitioners to withdraw the complaint. No firearm injury is attributed to the petitioners. The matter essentially pertains to the election for the post of President, Truck Union Maur Mandi, District Bathinda. The firearm injury is attributed to Nirmal Singh @ Nimma.

The learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 15.12.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

02.02.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No