

**CRM-M-43574-2016 and
CRM-M-154-2017**

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

Date of Decision:02.02.2017

1. CRM-M-43574-2016

Lal Chand

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-154-2017

Kamalpal

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr Deepanjay Sharma, Advocate,
for the petitioners in both the petitions.

Mr. Sandeep Bansal, AAG, Punjab.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-43574-2016, filed by petitioner-Lal Chand and CRM-M-154-2017, filed by petitioner-Kamalpal, under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.37 dated 08.09.2015, registered at Police Station Pojewal, District Shaheed Bhagat Singh Nagar, under Sections 307, 323, 342, 506, 148 and 149 IPC and Section 302 IPC

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CRM-M-154-2017**

added later on.

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

From the record, I find that neither the petitioners have been named in the FIR, nor any role has been attributed to them. They were found innocent during the investigation and their names were kept in column No.2. Now, they have been summoned under Section 319 Cr.P.C. by the trial court.

In pursuance of the interim orders dated 06.12.2016 passed in CRM-M-43574-2016 and dated 10.01.2017 passed in CRM-M-154-2017, the petitioners have already appeared before the trial Court and have been released on interim bail, as submitted by learned counsel for the petitioners. Now, the petitioners have only to face the trial. Therefore, no useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without expressing any opinion on the merits of the case, I find merit in these petitions and the same are allowed. The orders dated 06.12.2016 passed in CRM-M-43574-2016 and dated 10.01.2017 passed in CRM-M-154-2017, granting interim bail to the petitioners, are made absolute.

02.02.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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