

**CRM-M-626-2017**

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

**CRM-M-626-2017**

**Date of Decision: 19.01.2017**

Maghar Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

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

Present: Mr. Anil Kumar Garg, Advocate for  
the petitioners.

Mr. Deep Singh, AAG, Punjab.

Mr. Sonpreet S. Brar, Advocate,  
for the complainant.

**INDERJIT SINGH, J.**

Petitioners-Maghar Singh and Baldeep Singh 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.108 dated 29.11.2016, registered at Police Station Kotfatta, District Bathinda, under Sections 323, 324 and 34 IPC and Sections 326 and 325 IPC added later on.

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

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

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From the record, I find that the petitioners are stated to be armed with blunt weapons i.e. '*sotis*' (lathis) and they have caused injuries on the person of complainant-injured. The petitioners are not the main accused, who caused the injuries, which attract Section 326 IPC.

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 that no useful purpose will be served by sending the petitioners to custody. Therefore, finding merit in the present petition, the same is allowed. It is ordered that in the event of arrest, the petitioners be released on anticipatory 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 of Section 438 (2) Cr.P.C.

**19.01.2017**

parveen kumar

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

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