

**CRM-M-6727-2017 and
CRM-M-6188-2017 (O & M)**

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

Date of Decision: 14.03.2017

1. CRM-M-6727-2017

Sandeep Singh Virk @ Sandy

... Petitioner

Versus

State of Punjab and another

... Respondents

AND

2. CRM-M-6188-2017 (O & M)

Rahul Bhardwaj

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashok Giri, Advocate for
the petitioner in CRM-M-6727-2017.

Mr. L.M.Gulati, Advocate,
for the petitioner in CRM-M-6188-2017.

Mr. Deep Singh, AAG, Punjab.

INDERJIT SINGH, J.

**CRM-7955-2017 in/and
CRM-M-6188-2017**

This is an application under Section 482 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for impleading the complainant as respondent No.2 and for placing the amended memo of parties.

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Heard.

In view of the grounds mentioned in the application, the same is allowed. The complainant is impleaded as respondent No.2 and amended memo of parties is taken on record.

Notice of motion.

On the asking of Court, Mr. Deep Singh, AAG, Punjab has accepted notice on behalf of the respondent-State.

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This order shall dispose of CRM-M-6727-2017, filed by petitioner-Sandeep Singh Virk @ Sandy and CRM-M-6188-2017, filed by petitioner-Rahul Bhardwaj, under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.115 dated 17.12.2016, registered at Police Station Sarabha Nagar, District Police Commissionerate, Ludhiana, under Sections 307, 506, 148 and 149 of the Indian Penal Code and Sections 25 and 27 of the Arms Act, 1959.

Notice of motion has been issued in both these petitions. Learned State counsel put in appearance on behalf of the respondent-State and the complainant also appeared through his counsel.

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

Learned counsel for respondent No.2 has stated that now parties have effected compromise.

So far as CRM-M-6727-2017 is concerned, the petitioner has

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already joined the investigation in pursuance of the order dated 01.03.2017.

He is not required for custodial interrogation.

Keeping in view the facts and circumstances of the present case and in view of the fact that compromise has already taken place between the parties, I find that no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in CRM-M-6727-2017, the same is allowed. The interim order dated 01.03.2017 passed in CRM-M-6727-2017 is made absolute.

So far as CRM-M-6188-2017 is concerned, since the matter has already compromised between the parties and having no objection of learned counsel for respondent No.2, I accept this petition. It is ordered that in the event of arrest, petitioner-Rahul Bhardwaj be released on bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, 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.

14.03.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

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