

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-11676 of 2018

DATE OF DECISION:19.07.2018

Paramjit Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Navjot Singh, Advocate
for the petitioners.

Mr. C.L. Pawar, Senior DAG, Punjab.

Mr. Ritesh Pandey, Advocate
for the complainant.

DAYA CHAUDHARY, J.

As per case of the petitioners, the injuries attributed to them are simple in nature and injury which falls under Section 326 IPC has been attributed to co-accused-Himat Singh.

Learned counsel for the petitioners contends that in compliance of order dated 20.3.2018, the petitioners have joined the investigation and nothing is to be recovered from them.

Learned counsel for respondent-State on instructions from ASI Amarjeet has affirmed the factum of joining the investigation by the petitioners and nature of injuries attributed to them.

However, learned counsel for the complainant contends that as per allegations in the FIR, petitioner No.2 Baljit Singh gave two dang blows but only one injury has been mentioned, whereas, the injury on the nose of injured-Jagjit Singh is also attributed to petitioner No.2-Baljit Singh.

A perusal of the FIR shows that there are two injuries, which have been attributed to petitioner No.2-Baljit Singh but reference is only of one injury. Nothing is mentioned with regard to second injury as to whether it has been attributed to petitioner No.2-Baljit Singh or not. The allegations levelled in the FIR are matter of evidence which are to be looked into by the trial Court.

Since the petitioners have joined the investigation and the same has been affirmed by learned State counsel and the fact that it is a case of version and cross-version, interim order dated 20.3.2018 passed in favour of the petitioners is made absolute.

Petition stands disposed of accordingly.

July 19, 2018
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No