

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

CRM-M-17514-2018
Date of decision:24.07.2018

Harpreet Singh and others

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Ramesh Sharma, Advocate
for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab
assisted by HC Malkiat Singh.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek grant of anticipatory bail in respect of FIR No.214 dated 09.10.2017 for offences under Sections 323, 341, 325, 336, 379-B, 506, 148, 149 of Indian Penal Code, 1860 and Sections 27, 25, 54 of the Arms Act registered with Police Station Dharamkot, District Moga.

The present FIR was lodged at the instance of Kashmir Singh, who alleged that on 29.09.2017 when he along with his nephew Bohar Singh was returning home on a motorcycle and when they reached near transformer Takoni Bridge at about 10:30 p.m., then Pritam Singh

carrying a '*Dang*', Pankaj Sethi carrying revolver, Mittal Meeta carrying a '*Dang*', Joginder Singh carrying a rifle, Janta carrying a '*Dang*', Manga Singh carrying a pistol, Kala Singh, Soma Singh, Pippal Singh empty handed way laid them. Kala raised a '*Lalkara*' for teaching them a lesson for preventing them from mining and thereupon Pritam Singh gave a '*Kirpan*' blow which landed on his head. It is further alleged that Harpreet Singh gave a '*Kapa*' blow which landed near his left eye and Mittal Mal Meeta gave a '*Dang*', blow causing injury on his right wrist while Pankaj Sethi fired in the air.

Notice of this petition was issued to the State. The petitioners had been granted interim bail and had also been directed to join investigation vide order dated 04.05.2018.

Learned State counsel upon instructions from HC Malkiat Singh has informed that the petitioners have joined investigation pursuant to the interim directions issued by this Court and that they are no longer required for further investigation/custodial interrogation. It has also been informed that in fact the grievous injury is attributed to non-applicant Mittal Mal Meeta and that while petitioners No.1 and 2 are attributed simple injuries, petitioners No.3 and 4 were unarmed. It has also been informed that while co-accused Kala Singh was released on anticipatory bail vide order dated 12.03.2018, another co-accused namely Pritam Singh had been released on regular bail.

Learned counsel for the petitioners has also submitted that in fact a compromise has already been effected amongst the parties and a petition for quashing on the basis thereof has already been filed.

Having regard to the aforesaid compromise and that the grievous injury is not attributed to any of the petitioners, in my opinion, it is a fit case for grant of anticipatory bail. The petition, as such is accepted and the interim directions issued vide order dated 04.05.2018 are hereby made absolute subject to the condition that the petitioners would appear before the learned trial Court regularly and abide by the any other condition as may be imposed by the learned trial Court.

The petition is accepted in the abovementioned terms.

(GURVINDER SINGH GILL)
JUDGE

24.07.2018
Gaurav Sorot

Whether reportable?	Yes / No
Whether reasoned / speaking?	Yes / No