

CRM-M-17559-2018

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

CRM-M-17559-2018

Date of Decision:11.07.2018

Birbal Singh @ Babbi Singh and others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sumeet S. Brar, Advocate,
for the petitioners.

Mr. Pawan Sharda, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Learned counsel for the petitioners wants to withdraw the present petition qua petitioner No.1-Birbal Singh @ Babbi Singh as he has been arrested and the present petition has become infructuous qua him.

Dismissed as withdrawn qua petitioner No.1 being infructuous.

Petitioners-Sandeep Singh @ Laddi Singh and Surinder Singh @ Shinda 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.18 dated 26.01.2018, registered at Police Station Maur, District Bathinda, under Sections 452, 324, 323, 506, 336, 148 and 149 of IPC and Sections 25 and 27 of the Arms Act, 1959.

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Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for petitioners No.2 and 3 as well as learned State counsel and have gone through the record.

From the record, I find that present FIR has been registered under Sections 452, 324, 323, 506, 336, 148 and 149 of IPC and Sections 25 and 27 of the Arms Act, 1959.

In pursuance of the interim order dated 27.04.2018 passed by this Court, petitioners No.2 and 3-Sandeep Singh @ Laddi Singh and Surinder Singh @ Shinda Singh have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them to custody.

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 merit in this petition qua petitioners No.2 and 3 and the same is allowed accordingly. The order dated 27.04.2018, granting interim bail to petitioners No.2 and 3, is made absolute. However, petitioners No.2 and 3 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.

11.07.2018

parveen kumar

Note: Whether speaking/reasoned
Whether reportable

(INDERJIT SINGH)
JUDGE

: Yes
: No