

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25474-2018

Date of Decision: 10.08.2018

Akash @ Anku and others

...Petitioners

vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vishal Munjal, Advocate
for the petitioners.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

ARVIND SINGH SANGWAN,J

On 11.06.2018, the following order was passed:-

“Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No.26 dated 19.05.2018 under Sections 452, 323, 34 IPC, registered at Police Station Taragarh, District Pathankot.

Learned counsel for the petitioners submits that as per allegations in the FIR, petitioners No.1 and 3 Akash @ Anku and Balwinder Kumar @ Shandhu are not attributed any injury on the vital part of body of the complainant, whereas petitioner No.2 Jeevan Singh @ Jeevan Kumar is attributed a stick blow on head of the complainant. Counsel for the petitioners further submits that petitioner No.1 had also suffered injuries and he was medico-legally examined, however, no cross-version has been registered so far.

Considering the fact that there are direct allegations against petitioner No.2 Jeevan Singh @ Jeevan Kumar that he has caused injury on head of the complainant Ashwani Kumar by giving a stick blow, no

ground for grant of anticipatory bail to petitioner No.2 is made out.

This petition qua petitioner No.2 Jeevan Singh @ Jeevan Kumar is dismissed.

Notice of motion for 10.08.2018.

In the meantime, petitioners No.1 & 3 are directed to appear before the Investigating Officer within a period of 10 days to join the investigation and they will be released on interim bail on furnishing bail/surety bonds subject to the following conditions: -

- 1. They will make themselves available for interrogation by a police officer as and when required;*
- 2. They will not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. They will not leave India without previous permission of the Court.”*

Counsel for petitioners No. 1 and 3 submits that the petitioners have joined the investigation and are no more required for further investigation.

Learned State counsel, on instructions from ASI Tarsem Singh, has not disputed the factual position.

In view of the same, order dated 11.06.2018 is made absolute.

Disposed of.

10.08.2018
smriti

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No.
Whether Reportable : Yes/No