

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

Date of Decision: 24.07.2018

1. CRM-M-2576-2018

Rajinder @ Jinder

.. Petitioner

Vs.

State of Haryana

..Respondent

2. CRM-M-4189-2018

Harvinder Kumar @ Bhola

.. Petitioner

Vs.

State of Haryana

..Respondent

3. CRM-M-5458-2018

Aman

.. Petitioner

Vs.

State of Haryana

..Responden

4. CRM-M-11310-2018

Tara Chand

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. A.P.S. Mann, Advocate for the petitioners in
CRM-M-2576-2018 and CRM-M-5458-2018.

Mr. Rakesh Bhatia, Advocate for the petitioner in
CRM-M-4189-2018

Mr. K.S. Brar, Advocate for
Mr. Sant Pal Singh Sidhu, Advocate for the petitioner in
CRM-M-11310-2018.

Mr. B.S. Virk, DAG, Haryana.

...

Inderjit Singh, J.

This order shall dispose of 4 connected cases i.e CRM-M-2576-

**CRM-M-2576-2018,
CRM-M-4189-2018,
CRM-M-5458-2018 and
CRM-M-11310-2018**

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petitioner-Harvinder Kumar @ Bhola, CRM-M-5458-2018 filed by petitioner-Aman and CRM-M-11310-2018 filed by petitioner-Tara Chand under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.183 dated 09.12.2017, registered at Police Station Kalka under Sections 148, 149, 323, 452, 307, 506 of Indian Penal Code and Section 25/54/59 of the Arms Act.

Notice of motion was issued in all these petitions.

Learned State counsel put in appearance on behalf of the respondent-State and contested these petitions.

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

From the record, I find that as per the prosecution version, no fire arm injury has been received by anybody. Simple injuries have been received by Shyam Lal, Rati Ram and Anil Kumar, which fall under Section 323 IPC. As per the prosecution, there is only one grievous injury under Section 325 IPC, which has been received by Sham Lal on his little finger. Though the petitioners are named in the FIR, but no specific injury has been attributed to them.

In pursuance of the interim orders dated 22.01.2018, 02.02.2018, 09.02.2018 and 20.03.2018 passed in CRM-M-2576-2018, CRM-M-4189-2018, CRM-M-5458-2018 and CRM-M-11310-2018 respectively by this Court, the petitioners 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

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cases; without discussing the facts of the cases in minute details and without expressing any opinion on the merits of the cases, I find merit in all these petitions and the same are allowed. The orders dated 22.01.2018, 02.02.2018, 09.02.2018 and 20.03.2018 passed in CRM-M-2576-2018, CRM-M-4189-2018, CRM-M-5458-2018 and CRM-M-11310-2018 respectively granting interim bail to the petitioners, are made absolute. However, the petitioners 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.

24.07.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No