

In the High Court of Punjab and Haryana at Chandigarh

.....

Criminal Misc. No.27121 of 2018
and
Criminal Misc. No.M-31561 of 2018

.....

Date of decision:7.8.2018

Buta Singh and others

.....Petitioners

v.

State of Punjab

.....Respondent

....

Present: Mr. Arshdeep Singh Brar, Advocate for the petitioners.

Ms. Monika Jalota, Deputy Advocate General, Punjab for the
respondent-State.

Mr. S.P. Soi, Advocate for the complainant.

.....

Inderjit Singh, J.

Cr. Misc. No.27121 of 2018:

For the reasons mentioned in the application, MLRs relating to
Lakhwinder Singh-complainant and Arjan Singh (Annexure-R.1(Colly.) are
taken on record.

The criminal miscellaneous application is allowed.

Cr. Misc. No.M-31561 of 2018:

The petitioners have filed this petition under Section 438
Cr.P.C. for grant of anticipatory bail in case FIR No.92 dated 12.6.2018
registered for the offences under Sections 323, 341, 342, 348, 506, 148 and
149 IPC and Section 67 of the IT Act, 2000 at Police Station
Dharamkot, District Moga.

Notice of motion has been issued in this case.

Ms. Monika Jalota, learned Deputy Advocate General, Punjab has appeared on behalf of the respondent-State and Mr. S.P. Soi, learned Advocate has appeared for the complainant and contested this petition.

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

As per the allegations, the petitioners gave simple injuries. All the offences are bailable except the offence under Section 67 of the IT Act. There is also allegation that a video was also prepared by pressurising the complainant that he had intimacy with some girl.

The petitioners have already joined the investigation. The petitioners are not required for custodial interrogation. Nothing is to be recovered from them. No useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The interim order dated 27.7.2018 passed by this Court granting interim bail to the petitioners is 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.

August 7, 2018.

(Inderjit Singh)
Judge

hsp

NOTE:	Whether speaking/reasoned:	Yes
	Whether reportable:	No