

CRM-M-4366-2018

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

CRM-M-4366-2018

Date of Decision: 19.02.2018

Krishan and others

.....Petitioners

Vs.

State of Haryana

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Saleem Ahmed, Advocate,
for the petitioners.

Mr. Baljinder Singh Virk, D.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Pursuant to the order of this Court dated 05.02.2018, learned counsel for the petitioners has produced in Court today an order of the learned trial Court (Sessions Judge, Sonipat), dated 14.02.2018, admitting the petitioners to interim bail, upon them having furnished bail bonds in the sum of Rs. 50,000/- each, with one surety in the like amount.

Though the allegations against the petitioners are that all of them, along with their other co-accused, attacked the complainant and those with him, including his brother Rajesh (who died allegedly as a result of the aforesaid attack), however, as per the MLR (Annexure P-3), there was only one injury on the head of the deceased.

That being so and the petitioners custodial interrogation in any case not required, they already having been declared to be innocent by the investigating agency, but having been summoned on an application filed under Section 319 Cr.P.C., the petition is allowed and the order dated 05.02.2018 is made absolute.

However, it is made clear that the aforesaid observations of this Court are wholly in the context of this petition filed, seeking anticipatory bail to the petitioners, with the said observations to be wholly ignored by the trial Court as regards the merits of the case, for or against the petitioners, which would be considered wholly in the light of the evidence led by the parties.

February 19, 2018
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No.