

203

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

CRM-M No.46136 of 2017  
Date of Decision: 18.04.2018

Ran Singh and another

....Petitioners

Vs

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present: Mr. Pardeep Singh Mirpur, Advocate,  
for the petitioners.

Mr. Sandeep Kumar, D.A.G., Punjab.

Mr. Nirmaljeet Singh Sidhu, Advocate,  
for the complainant.

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**RAJ MOHAN SINGH, J.(Oral)**

1. On 05.12.2017, following order was passed by the  
Co-ordinate Bench:-

*"It is submitted by learned counsel for the  
petitioners that initially the petitioners were  
required as an accused for offences under  
Sections 324,323,34 IPC and had joined  
investigations and subsequently at belated  
stage offence under Section 326 IPC has been  
added and that too being a version and cross-  
version case debatable issue has arisen as to*

*which of the party was aggressor.*

*Notice of motion for 18.04.2018.*

*Meanwhile, in the event of arrest, the petitioners be admitted to interim bail on their furnishing bail bonds to the satisfaction of arresting/Investigating Officer; that they shall join investigation and shall abide by conditions as envisaged under Section 438(2) Cr.P.C.”*

2. Learned State counsel on instructions from ASI Sukhpal Singh submits that the petitioners have joined the investigation on 24.12.2017 and recoveries have been effected and they are no more required in further investigation of the case.

3. Learned counsel appearing on behalf of the complainant, however opposes the prayer.

4. Having heard the parties, I am of the view that initially FIR was registered only under Sections 324, 323, 34 IPC in which petitioners were allowed to join the investigation. Offence under Section 326 IPC was added subsequently in which version and cross-versions were recorded. It would be debatable as to which of the party was aggressor.

5. In view of above, order dated 05.12.2017 is hereby made absolute.

6.           Petition stands disposed of.

18.04.2018  
*Jyoti*

**(RAJ MOHAN SINGH)**  
**JUDGE**

Whether speaking/reasoned       :     Yes/No

Whether reportable                 :     Yes/No