

Sr. No.208

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

CRM No. M-49994 of 2017 (O&M)

Date of Decision: 28.02.2018

Kuldeep Singh @ Deepa and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Dinesh Kumar, Advocate,
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.104 dated 03.12.2017, under Sections 458, 323, 148, 149 IPC, registered at Police Station Cheema, District Sangrur.

While issuing notice of motion, the following order was passed by this Court on 27.12.2017:-

“Petitioners seek concession of pre-arrest bail in case FIR No.104, dated 03.12.2017, under Sections 458, 323, 148, 149 IPC, registered at Police Station Cheema, District Sangrur.

Counsel would argue that it is case of simple injury. That apart, even if the statement of Sukhpal Kaur, complainant that has led to the registration of FIR is taken to be gospel truth, still the ingredients of

Section 458 IPC would not be made out.

Notice of motion, returnable for 28.02.2018.

In the meanwhile, petitioners are directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioners shall be released on interim bail subject to satisfaction of the Arresting/Investigating Officer. The petitioners shall join investigation as and when called upon to do so and they shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.”

State counsel upon instructions from ASI Ranjeet Singh, Police Station, Cheema, District Sangrur informs the Court that the petitioners have since joined investigation. Further conceded that it is a case of simple injury.

In view of the above, prayer made in the petition is accepted.

Order dated 27.12.2017 passed by the Court is made absolute.

Disposed of.

28.02.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No