

102+204 (2 cases)

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

Date of Decision : 01.03.2019

1) C.R.M-M No.7596 of 2019

Bewi @ Bavi and others

..... Petitioners

Versus

State of Punjab

..... Respondent

2) C.R.M-M No.6808 of 2019

Laddi @ Mukhtar Masih and others

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. A.S. Barnala, Advocate
for Mr. Ritesh Pandey, Advocate
for the petitioners (in CRM-M-7596 of 2019).

Mr. S.S. Kainth, Advocate
for the petitioners (in CRM-M-6808 of 2019)

Ms. Amarjit Kaur Khurana, D.A.G., Punjab.

AJAY TEWARI, J. (Oral)

Prayer in these two petitions filed under Section 438 of the Cr.P.C. is for grant of anticipatory bail to the petitioners in case FIR No.8 dated 16.01.2019 registered under Sections 452, 323, 326, 324, 506, 148, 149 IPC at P.S. Qadian, District Batala (Gurdaspur). Since the issues

involved are same, both the petitions are decided by the common order.

Notice of motion in CRM-M-7596-2019.

On the asking of the Court, Ms. Amarjit Kaur Khurana, Deputy Advocate General, Punjab, accepts notice on behalf of the respondent.

The allegations are that the petitioners entered into the house of the complainant and caused injuries. On the previous date, I had indicated that in case the two main accused (who had been attributed specific serious injury) surrender, the case of the present petitioners would be considered for grant of anticipatory bail.

Learned Deputy Advocate General on instructions from ASI Kuldeep Singh states that the two main accused Manga Masih and Shinda Masih have surrendered. She has further accepted the fact that the petitioners are alleged to have been the supporters of these two main accused persons and no specific role are attributed to them.

In view of the facts and circumstances of the case, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioners. Resultantly, the petitions are allowed. In the event of arrest of the petitioners, they shall be released on bail by the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

March 01, 2019
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No