

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

CRM-M No. 7378 of 2019
Date of decision : February 25, 2019

Ram Bhagwan and another

..... Petitioners

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. SS Bains, Advocate
for the petitioners.

Ms. Amarjit Kaur Khurana, DAG Punjab

Mr. BS Thind, Advocate
for the complainant.

Ajay Tewari, J (Oral)

The petitioners seek grant of anticipatory bail in case FIR No.10, dated 25.1.2019, registered under Sections 323, 324, 341, 506, 34, 295A of the IPC, at Police Station Koom Kalan, District Ludhiana.

Allegations in the FIR are that the petitioners injured the complainant and also outraged his religious feelings.

Counsel for the petitioners has argued that allegations of outraging the religious feelings are not made out and otherwise there is just one incised wound on the left hand of the complainant.

Counsel for the complainant as well as learned DAG Punjab

have opposed this bail petition stating that the petitioners attacked an old man of 75 years and injured him.

Keeping in view the entire conspectus of the case, I do not deem it appropriate to subject petitioner No.1 to custodial interrogation. In these circumstances, this petition qua petitioner No.1 is allowed and he is directed to appear before the Investigating Officer on 5.3.2019 or on any other day on which the Investigating Officer requires his presence, and in the event of his arrest, the petitioner shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.

As regards petitioner No.2, this petition is dismissed and he is directed to surrender before the trial Court on or before 1.3.2019. In case, he appears on or before the said date and moves an application for regular bail, the same shall be decided in accordance with law within three days of its filing.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

(AJAY TEWARI)
JUDGE

February 25, 2019
'kk'

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No