

**230/3 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-7945-2019

Date of decision: February 27, 2019

Tejinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Paras Talwar, Advocate
for the petitioner.

Mr. V.G. Jauhar, Senior DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to petitioner-Tejinder Singh in case FIR No.200 dated 21.06.2018 (FIR date wrongly mentioned in Sessions Judge order as 20.06.2018) registered for the offences punishable under Sections 307, 323, 341, 336, 148, 149 of Indian Penal Code, 1860 (for short, 'IPC') and Sections 325, 354-A (1) (3), 382 IPC added later on, at Police Station Dakha Ludhiana, District Ludhiana Rural.

Keeping in view the nature of the injuries suffered by the victims, this court is of the view that an interim compensation be awarded to them.

Without expressing any opinion on the merits of the case, this petition is allowed and the order dated 22.02.2019, is made absolute till the presentation of challan, subject to the following terms:-

- (i)that the petitioner shall make himself available for interrogation as and when required by the police;

- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the court or to any police officer;
- (iii) that the petitioner shall not leave India without the prior permission of the trial court.
- (iv) that the petitioner will seek regular bail on the presentation of challan in court.
- (v) that the petitioner shall pay Rs.25,000/- each as interim compensation by way of bank draft in the name of the victims i.e. Davinder Singh, Nirmaljit Singh, Sukhjit Kaur and Baldev Singh.

It has been submitted that Nirmaljit Singh has now been died.
The amount of his share be released in favour of his wife.

Ordered accordingly.

It is made clear that if the petitioner is acquitted or any court directs the victims to return this amount, they shall return the same and on their failure to do so, the surety shall be liable.

However, the said order shall be without prejudice to the rights of the parties.

(RAJ SHEKHAR ATTRI)
JUDGE

February 27, 2019
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No