

CRM-M-9139-2019

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

CRM-M-9139-2019

Date of Decision:01.05.2019

Rahul @ Chitarpal and others

... Petitioners

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jangvir S. Hooda, Advocate,
for the petitioners.

Mr. Munish Sharma, AAG, Haryana.

None for respondent No.2.

INDERJIT SINGH, J. (Oral)

As per office report, service is complete.

However, none has appeared on behalf of respondent No.2.

Petitioners-Rahul @ Chitarpal, Vishnu @ Gabbar and Shyam have filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.225 dated 21.11.2018, under Sections 148, 149, 323, 325, 506 of the IPC, Section 307 of the IPC and Section 3 of Scheduled Castes and Scheduled Tribes Act, 1989 (Prevention of Atrocities) Act, 1989, added later on, registered at Police Station Hassanpur, District Palwal.

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Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

Learned counsel for the petitioners submits that parties have already effected compromise and a quashing petition on the basis of compromise has already been filed.

In pursuance of the interim order dated 01.03.2019 passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. No useful purpose will be served by sending them to custody especially in view of the fact that compromise has been effected between the parties.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 01.03.2019, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

01.05.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Note: Whether speaking/reasoned : Yes
Whether reportable : No