

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

CRM-M-10186-2019 (O&M)

Date of decision: 2.5.2019

Kanwar Lal and others

... Petitioner(s)

VERSUS

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Akshit Aggarwal, Advocate,
for the petitioners.

Mr. Vikas Chopra, DAG, Haryana.

RAJ SHEKHAR ATTRI, J. (Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in complaint case No.COMI 108 of 2018 dated 28.5.2018 titled as Balinder Pal v. Surjeet Singh under Sections 148, 149, 323, 325, 341, 354, 506, 120-B of Indian Penal Code, at Police Station Jathlana, District Yamuna Nagar at Jagadhri.

Heard.

Initially, the petitioners were found innocent during the investigation. Thereafter, a private complaint was filed by the complainant and the petitioners have been summoned for offence punishable under Sections 148, 149, 323, 325, 341, 354, 506, 120-B of Indian Penal Code.

Learned counsel for the petitioners submits that there is a huge delay of more than 11 months in filing the complaint and apart from it, earlier FIR No.78 dated 30.6.2017 (Annexure P-5) has been registered

against the complainant.

Without expressing any opinion on the merits of the case, this petition is allowed and the order dated 6.3.2019 is made absolute subject to the following terms:-

- (i) that the petitioners shall make themselves available for interrogation as and when required by the police;
- (ii) that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against them so as to dissuade them from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioners shall not leave India without the prior permission of the trial Court.
- (iv) that the petitioners will seek regular bail on the presentation of challan in Court.

May 2, 2019
Paritosh Kumar

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No