

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11475-2019

Date of Decision: 14.05.2019

Purushottam and another

.. Petitioners

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jitender Dhanda, Advocate for the petitioners.

Mr. Navdeep Singh, AAG, Haryana.

...

Inderjit Singh, J. (Oral)

Petitioners Purushottam and Surender @ Labbar have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.1167 dated 18.11.2018, registered at Police Station Sadar Hisar, District Hisar, under Sections 232, 325, 341, 506 and 34 of the Indian Penal Code and Section 3 of the Scheduled Caste and Scheduled Tribes Act.

Notice of motion was issued.

Learned State counsel has appeared 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 have gone through the record.

[Earlier, the FIR was registered under Sections 323, 341, 506 and 34 of the Indian Penal Code and later on Section 325 IPC was added. The petitioners were released on bail in the FIR. Thereafter, during investigation, Section 3 of the Scheduled Caste and Scheduled Tribes Act was added. There is no allegation in the FIR regarding the offence under

the SCST Act.

In pursuance of the interim order dated 14.03.2019, passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. No useful purpose would be served by sending them to custody.

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 14.03.2019, 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.

14.05.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No