

235

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

CRM-M-18102 of 2019

Date of decision: October 17, 2019

Kashmir Singh and others

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioners.

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

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioners, in FIR No.18 dated 07.03.2019, under Sections 324, 323, 506, 148, 149 of the Indian Penal Code, 1860 (for short 'IPC') (Section 326 IPC added later on vide G.D. No.30 dated 21.03.2019), registered at Police Station Nakodar Sadar, District Jalandhar.

Petition qua petitioner No.4, namely Pardeep Singh @ Peeta already stands dismissed as withdrawn vide order dated 30.04.2019 passed by this Court.

On 30.04.2019, this Court has passed the following order:-

“Mr.Surmeet S.Sandhu, Advocate appears and files vakalatnama on behalf of complainant, same is taken on record.

At the very outset, learned counsel for the petitioners wishes to withdraw the present petition qua Pardeep Singh @ Peeta – petitioner no.4.

Ordered accordingly.

Contends that injuries were attributed to the co-

accused Pardeep Singh @ Peeta and not to the petitioners and they are ready to join the investigation.

Learned State counsel seeks time to verify the above factual position.

Adjourned to 06.08.2019.

In the meanwhile, petitioners no.1 to 3 and 5 are directed to join the investigation before the Investigating Officer. In the event of their arrest, the Arresting Officer would admit them to interim bail till the next date of hearing on their furnishing adequate bail and surety bonds to his satisfaction. The petitioners no.1 to 3 and 5 are also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from police official present in Court to assist him, has apprised the Court that in terms of order dated 30.04.2019, petitioners No.1 to 3 and 5 have joined investigation and their custodial interrogation is not required.

In view of the above, order dated 30.04.2019 granting interim bail to petitioners No.1 to 3 and 5, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that petitioners No.1 to 3 and 5 shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

October 17, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No