

217-3

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

CRM-M-19721 of 2019

Date of decision: November 06, 2019

Kiran Pal and another

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Bijender Dhankhar, Advocate for the petitioners.

Mr. Arun Beniwal, DAG Haryana.

Mr. J.S. Mehndiratta, Advocate for the complainant.

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.214 dated 14.10.2017, under Sections 148, 149, 302, 324, 120-B of the Indian Penal Code, 1860, registered at Police Station Chhachhrauli, District Yamuna Nagar.

On 06.05.2019, this Court has passed the following order:-

“Learned State Counsel seeks time to produce the copy of S.I.T. Report, submitted by the DSP, Shahbad, whereby the petitioner(s)-accused were declared innocent during investigation.

Adjourned to 29.07.2019 for further consideration.

In the meanwhile, the petitioners (in all the present cases) are directed to surrender before learned trial Court. On their doing so, the petitioners shall be released

on interim bail in the present case(s) till the next date of hearing subject to the satisfaction of learned trial Court.

Photocopy of this order be placed on the connected case(s).”

Learned State counsel, on instructions from SI Subhash Chand, has fairly stated that during investigation, the petitioners were found innocent and no recovery is to be effected from them; therefore, their custodial interrogation is not required.

In view of the above, order dated 06.05.2019 granting interim bail to the petitioners, 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 the petitioners shall fully co-operate with the learned trial Court for conducting smooth trial without seeking any unnecessary adjournments.

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

(MAHABIR SINGH SINDHU)
JUDGE

November 06, 2019

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No