

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision: 24.01.2019

1. CRM-M-42149-2018

Santokh

.. Petitioner

Vs.

State of Haryana

..Respondent

AND

2. CRM-M-47235-2018

Kartar Singh

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gourav Jain, Advocate for the petitioner(s).

Mr. Tanuj Sharma, AAG, Haryana.

...

Inderjit Singh, J. (Oral)

This order shall dispose of CRM-M-42149-2018, filed by petitioner-Santokh and CRM-M-47235-2018, filed by petitioner-Kartar Singh, under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.353 dated 12.08.2018, registered at Police Station City Tohana, District Fatehabad under Sections 148,149, 323, 427, 452 and 506 of the Indian Penal Code.

Notice of motion was issued in both these petitions.

Learned State counsel put in appearance on behalf of the respondent-State and contested these petitions.

I have heard learned counsel for the petitioner(s) as well as

learned State counsel and have gone through the record.

Learned counsel for the petitioner(s) submits that FIR in question is a counter blast to the murder case FIR No.355 dated 12.08.2018 registered at Police Station City Tohana. The petitioners are asking for the bail only under Sections 148, 149, 323, 427, 452 and 506 of the Indian Penal Code.

In pursuance of the interim orders dated 26.09.2018 and 26.10.2018 passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Nothing is to be recovered from them. Therefore, no useful purpose will 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 both these petitions and the same are allowed. The orders dated 26.09.2018 and 26.10.2018 granting interim bail to the petitioners, are 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.

24.01.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No