

CRM-M-21311-2019

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

CRM-M-21311-2019 (O & M)

Date of Decision: 19.07.2019

Gurnam Singh and others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vipin Mahajan, Advocate,
for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioners-Gurnam Singh, Satnam Singh, Parminder Singh, Balwinder Kaur and Harbans Kaur have filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in a cross-case registered vide Rapat No.42 dated 19.04.2019, under Sections 326, 323, 324, 148 and 149 of the IPC, in FIR No.23 dated 19.04.2019, under Sections 326, 323, 324, 148 and 149 of the IPC, registered at Police Station Kahnuwan, District Gurdaspur.

Notice of motion has been issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as

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learned State counsel and have gone through the record.

As per the record, the petitioners are seeking anticipatory bail in cross-version. It is a case of version and cross-version. It is yet to be determined as to who is the aggressor party. No injury is attributed to Gurnam Singh, Satnam Singh, Parminder Singh and Harbans Kaur. Only *lalkara* has been attributed to Harbans Kaur.

In pursuance of the interim order dated 10.05.2019 passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending the petitioners 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 10.05.2019, 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.

19.07.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No