

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

**CRM-M No. 30927 of 2019
Date of Decision:-22.11.2019**

Mohan Singh alias Pappi and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Rahul Sharma, Advocate
for the petitioners.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

This petition has been filed by the petitioners under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.176 dated 17.6.2019, under Sections 452, 324, 427, 148, 149 and 506 IPC, registered at Police Station Division No.5, District Police Commissionerate, Ludhiana. The petitioners apprehended their arrest at the hands of Police in the above FIR.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 22.7.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“Learned counsel for the petitioners contends that the petitioner No.1-Mohan Singh suffered injuries and his complaint regarding the occurrence was not entertained. He submits that on the statement of the other party, the present

FIR has been registered wherein the offences are bailable except Section 452 IPC.

Notice of motion for 22.11.2019.

In the meanwhile, petitioners shall join the investigation and would come present as and when called for and in the event of arrest, they shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the Police and joined the investigation. According to him, the petitioners cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Tejinder does not dispute this fact that the petitioners have joined the investigation. Learned counsel on instructions from ASI Tejinder further states that the petitioners are not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 22.7.2019 is made absolute.

November 22, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No