

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

226/3

Criminal Misc. No.M-33471 of 2019

Date of decision : 25.09.2019

Gurmukh Singh and another

... Petitioners

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. KDS Hooda, Advocate for the petitioners.

Mr. D.R. Singla, DAG, Haryana.

Mr. Ashit Malik, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking anticipatory bail in FIR No. 299 dated 26.06.2019, under Sections 148, 149, 323, 324 and 506 of the Indian Penal Code, 1860 ('IPC' - for short) (Sections 341 and 326 IPC added later on), registered at Police Station Shahbad, District Kurukshetra.

Learned counsel for the petitioners contends that petitioner No.1 has only been attributed a *lalkara* and the injuries attributed to petitioner No.2 are simple in nature. The injury for which offence under Section 326 IPC has been invoked is attributed to co-accused, namely, Naib Singh. He also contends that petitioner No.2 is 50% physically challenged from his limbs.

Learned counsel for the complainant states that the petitioner along with other co-accused had caused multiple injuries on the complainant. He also contends that the complainant remained admitted in the hospital for seven days and, therefore, the petitioners should compensate him for the expenses which he incurred on his treatment.

This Court, by the order dated 20.08.2019, had directed the petitioners to appear before the Investigating/Arresting Officer and join the investigation and in the event of their arrest, they were to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Jangpal Singh, states that the petitioners have joined investigation and are not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioners and the petitioners having joined investigation and not required for custodial interrogation, the order dated 20.08.2019 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so. The petitioners shall deposit demand draft for a sum of ₹7,500/- each in favour of the complainant before the trial Court within four weeks. The trial Court would disburse the said demand drafts to the complainant.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

September 25, 2019

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Whether speaking/reasoned	:	Yes
Whether Reportable	:	Yes/No