

In the High Court of Punjab and Haryana at Chandigarh

222-3

CRM-M-34510-2019 (O & M)
Date of Decision: September 26, 2019

MAHINDER SINGH AND ORS

.....PETITIONERS

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Lalit Singla, Advocate for the petitioners.

Mr. N.K. Banka, DAG, Punjab.

Mr. Mikhail Kad, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioners are seeking anticipatory bail in DDR No.27 under Sections 341, 323, 148, 149 IPC (Section 326 IPC added later on) in case FIR No.0060, dated 20.06.2018, under Sections 341, 323, 148, 149, 506 IPC, registered at Police Station Khanauri, District Sangrur.

Learned counsel for the petitioner contends that the DDR is a counter-blast to the FIR lodged by petitioner No.3 wherein he had received several injuries including one on his head. He has referred to the copy of the MLR of petitioner No.3 which is at Annexure P-10. He also contends that the DDR was lodged after two days of the registration of the FIR and the injuries which are attributed to the petitioners are on the non-vital parts of the complainant and injured. He also contends that co-accused, namely, Dinesh Kumar, who had been attributed injury on the head of the complainant, has been declined the concession of anticipatory bail

This Court, by the order dated 26.08.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of their arrest, they were ordered 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 counsel for the complainant, however, states that the petitioners actively participated in the occurrence and do not deserve the concession of anticipatory bail.

Learned State counsel, upon instructions from ASI Tarsem Lal, 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, the order dated 26.08.2019 granting interim bail to the petitioner 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 petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

September 26, 2019
A.Kaundal

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