

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

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**CRM-M-37853-2019
DATE OF DECISION: 14.11.2019**

JATINDERPAL SINGH AND ANOTHER ... Petitioner(s)

Versus

STATE OF PUNJAB ... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Balbir Singh Jaswal, Advocate
 for the petitioners.

Mr. K.K. Bheniwala, Addl. A.G., Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking anticipatory bail in FIR No. 114 dated 15.05.2019, under Sections 307, 148 and 149 IPC, registered at Police Station Beas, District Amritsar.

Learned counsel for the petitioners contends that several members of the petitioners' party were also injured in the occurrence and there is a delay of three days in registering the FIR. The injury which is attributed to petitioner No.2 is simple in nature.

This Court, by the order dated 16.10.2019, had directed the petitioner No.2 to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was 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 Chanchal Singh, states that petitioner No.2 has joined investigation and is not required for custodial interrogation. He, however, does not controvert the submissions

of learned counsel for the petitioner that injury which is attributed to petitioner No.2 is on the hand of the complainant and is simple in nature. He further states that the injury which is attributed to petitioner No.1 is a *kirpan* blow on the ear of the complainant.

Since petitioner No.1 has been attributed a *kirpan* blow on the right ear of the complainant, therefore, I do not consider it appropriate to grant him the concession of anticipatory bail. Consequently, petition qua petitioner No.1 stands dismissed.

In view of the submissions of the learned counsel for the petitioners and petitioner No.2 having joined investigation, the order dated 16.10.2019 granting interim bail to petitioner No.2 is made absolute.

However, petitioner No.2 shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

14.11.2019.

SwarnjitS

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