

Sr. No.108

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

**CRM-M-41415-2019(O&M)
Date of decision:26.09.2019**

Krishan and another

.....Petitioner

versus

State of Haryana

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Mohan Singh Rana, Advocate
for the petitioners.

Rajbir Sehrawat, J(Oral)

This is a petition filed under Section 438 Cr. P.C. for grant of anticipatory bail to the petitioners in case FIR No.412, dated 18.08.2018 under Sections 147/149/307/323/341/379/506 IPC and Section 25 of Arms Act, registered at Police Station City Palwal, District Palwal.

Learned counsel for the petitiones submits that the case against the petitioners is totally concocted. The same has emerged only from a misunderstanding with the complainant. Otherwise also, even as per the case of the prosecution, no offence under Section 307 IPC is made out. Since the FIR is a result of some misunderstanding, therefore, even the complainant has settled the dispute with the alleged accused in the case.

Notice of motion.

On asking of the Court, Mr. Munish Dev Sharma, AAG, Haryana accepts notice on behalf of the State.

Mr. Sandeep Kumar Bhardwaj, Advocate who is present in Court; accepts notice on behalf of the complainant.

Learned counsel for the petitioner(s) is directed to hand over a

copy of the petition to the opposite counsels during the course of the day.

Learned counsel for the complainant also does not dispute the fact that the matter has since been settled between the parties.

In view of the above, it would not be unjustified to grant protection to the petitioners against his arrest.

Accordingly, the present petition is allowed.

Petitioners may join the investigation. It is further ordered, in the event of arrest, the petitioners be released on bail subject to their furnishing personal bonds/surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

26th September, 2019

Shivani Kaushik

**[RAJBIR SEHRAWAT]
JUDGE**

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*