

**CRM-M-47417-2018 and
CRM-M-48847-2018**

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

Date of Decision: 10.04.2019

1. CRM-M-47417-2018

Surajmukhi

... Petitioner

Versus

State of Haryana

... Respondent

AND

2. CRM-M-48847-2018

Sajjan

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. S.S.Gill, Advocate,
for the petitioners in both the petitions.

Mr. Chetan Sharma, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

This order shall dispose of CRM-M-47417-2018, filed by petitioner-Surajmukhi and CRM-M-48847-2018, filed by petitioner-Sajjan, under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.512 dated 29.09.2018, registered at Police Station Pundri, District Kaithal, under Sections 332, 34, 353 and 506 of the Indian Penal Code.

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Notice of motion was issued in both these petitions. Learned State counsel put in appearance on behalf of the respondent-State and contested both these petitions.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

As per the FIR, while the police officials were performing their officials duties, the petitioners obstructed, abused and pushed them etc.

In pursuance of the interim orders dated 29.10.2018 passed in CRM-M-47417-2018 and dated 01.11.2018 passed in CRM-M-48847-2018 by a Coordinate Bench of this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merits in both these petitions and the same are allowed. The orders dated 29.10.2018 passed in CRM-M-47417-2018 and dated 01.11.2018 passed in CRM-M-48847-2018, granting interim bail to the petitioners, are made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

10.04.2019
parveen kumar

(INDERJIT SINGH)
JUDGE

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