

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

**CRM-M-12332-2020
Date of decision: 31.08.2020**

Balwinder Singh @ Binder Singh & others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. N. S. Sidhu, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR No.59 dated 09.04.2020 registered under Sections 452/354/323/506/34 IPC at Police Station Nathana, District Bathinda.

The operative part of the order dated 14.05.2020, vide which petitioner Nos. 1 and 2 have been granted interim bail and this petition was dismissed qua petitioner No. 3, is reproduced below:

“Counsel for the petitioners, at the very outset, seeks permission to withdraw this petition qua petitioner No.3.

Dismissed as withdrawn qua petitioner No.3, only.

Counsel for the petitioners No.1 and 2 has argued that it is case of version and cross-version whereas the present FIR was registered on 09.04.2020 under Sections 452/354/323/506/34 IPC and a DDR vide GD No.20 on the statement of Balwinder Singh @ Binder Singh (petitioner) was also registered in this regard. It is further submitted that in fact, both the sides have suffered injuries.

Counsel for the petitioners has also submitted that it will be a debatable issue to be decided during the course of trial whether Section 354 IPC is made out or not as there is no MLR of the daughter and wife of the complainant to substantiate his case.

Notice of motion for 31.08.2020.”

Learned counsel for the petitioners submits that petitioner Nos. 1 and 2, in pursuance to the order dated 14.05.2020, have already appeared before the SHO/Investigating Officer and have joined the investigation.

Learned counsel for the State, on telephonic instructions from the Investigating Officer, has not disputed the factual position and submits that petitioner Nos. 1 and 2 have joined the investigation and are no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to petitioner Nos. 1 and 2, vide order dated 14.05.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

31.08.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No