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

**Date of Decision: 29.09.2020**

**1. CRM-M No.16008 of 2020(O&M)**

|                         |                        |
|-------------------------|------------------------|
| <b>Sandeep</b>          | <b>.....Petitioner</b> |
| <b>Vs</b>               |                        |
| <b>State of Haryana</b> | <b>.....Respondent</b> |

**2. CRM-M No.17895 of 2020(O&M)**

|                         |                        |
|-------------------------|------------------------|
| <b>Ravi Kumar</b>       | <b>.....Petitioner</b> |
| <b>Vs</b>               |                        |
| <b>State of Haryana</b> | <b>.....Respondent</b> |

**CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present:Mr. Aditya Sanghi, Advocate  
for the petitioner in CRM-M No.16008 of 2020.

Mr. Amit Puri, Advocate  
for the petitioner in CRM-M No.17895 of 2020.

Mr. Rajat Gautam, DAG, Haryana.

Mr. Gurvinder Singh, Advocate  
for the complainant.

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**RAJ MOHAN SINGH, J. (Oral)**

The case has been taken up for hearing through video-conferencing.

Vide this common order, CRM-M No.16008 of 2020 titled Sandeep Vs. State of Haryana and CRM-M No.17895 of 2020 titled Ravi Kumar Vs. State of Haryana are being disposed

of.

Since both the petitions have arisen from one FIR, therefore, common facts are being noticed.

The FIR was registered at the instance of Ramu who alleged that in the intervening night of 22.05.2020/23.05.2020, he was sleeping under the shed in front of shop No.17 in the market yard and his brother Vicky was also sleeping in shop No.17. His another brother Anil was sleeping outside the shop No.19. At about 1:30 AM, a white colour vehicle came there in which four persons were present. All the four persons alighted from the vehicle with swords in their hands. They came to the market yard with an intention to commit theft. They started causing injuries to Anil with swords on his both hands and neck. The complainant and his brother Vicky heard noise and woke up. They saw that Aman Pahlwan was carrying a sword in his hand and another person namely Rahul Adwal was also having sword in his hand and they were beating the brother of the complainant. The complainant and his brother Vicky raised lalkara and the assailants fled away from the spot.

Learned counsel for the petitioner(s) submitted that the petitioners have not been named in the FIR. Their names came to be disclosed in the disclosure statement of co-accused. Out of seven injuries on the person of the injured, injury No.7 was

found to be grievous.

On a pointed query, learned State counsel on instructions from HC Ujawal stated that injury No.7 is not attributed to either of the petitioners, rather the same is attributed to co-accused Aman. Petitioners have joined the investigation and they are not required for any further investigation in the case. Sword has been recovered from Ravi Kumar. From Sandeep, scorio and sword have been recovered during the course of investigation in pursuance of interim order (s) passed by this Court. Qua Aman and Rahul, challan has been present. Challan qua the petitioner(s) is yet to be filed.

In view of aforesaid position, interim order dated 22.06.2020 passed in CRM-M No.16008 of 2020 and order dated 09.07.2020 passed in CRM-M No.17895 of 2020 are made absolute. However, petitioners are directed to join the investigation as and when required to do so and shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

29.09.2020

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**(RAJ MOHAN SINGH)  
JUDGE**

**Whether speaking/reasoned  
Whether reportable**

**Yes/No  
Yes/No**