

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

**CRM-M-17547 of 2020 (O&M)
Date of Decision:28.07.2020**

Nirmal Singh @ Nimma and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Prateek Pandit, Advocate
for the petitioners.

Mr. V.G.Jauhar, Sr. DAG., Punjab.

LISA GILL, J(Oral).

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Petitioner seeks the concession of anticipatory bail in FIR No.56 dated 28.05.2020, under Sections 323, 325, 326, 34 IPC, registered at Police Station Subhanpur, District Kapurthala.

It is submitted that the petitioners have been falsely implicated in this case. There is an unexplained delay of six days in lodging of the FIR and even as per the FIR, petitioners, it is submitted are attributed with simple injuries. It is vehemently argued that the complainant is in-fact a stock witness and an informant of the police authorities. One person namely Kishan Singh, on the petitioner's side suffered injuries, as well. The petitioners, it is submitted have joined investigation and they undertake to cooperate in the investigation of the matter. They are not involved in any other criminal case. It is thus prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI

Lakhwinder Singh, verifies that the petitioners have joined investigation and their custodial interrogation is not required. It is further confirmed that the petitioners are not involved in any other criminal case.

There are no allegations on behalf of the State that the petitioners are likely to abscond or they likely to dissuade the witnesses from deposing true facts before the trial Court, if granted the concession of anticipatory bail.

Keeping in view the facts and circumstances as above, but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 06.07.2020, is made absolute.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

28.07.2020
s.khan

[LISA GILL]
Judge

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