

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

107

CRM-M No.18059 of 2020

DATE OF DECISION : 9th JULY, 2020

Amandeep Singh @ Kaka & another

.... Petitioners

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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Present: Mr. R. K. Arya, Advocate for the petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioners under Section 438 Cr.P.C for grant of anticipatory/pre-arrest bail in case FIR No.0073 dated 16.06.2020 registered under Sections 324, 326, 148 & 149 IPC, at Police Station Sekhwan, District Gurdaspur.

It is contended by counsel for the petitioner that the case against the petitioners is totally concocted. The father of petitioner No.2 had contested election against the father of the complainant. Because of that grudge, the present case has been concocted for political reasons and under political pressure. The father of petitioner No.2 is supporter of the main opposition party of the State, whereas, the father of the complainant is the supporter of the ruling party. Still further, it is submitted that even as per the allegations the injuries attributed to the petitioners are simple in nature. No grievous injury has been caused to any body in this alleged fight. The petitioners would join the investigation. There is no other case against the petitioners.

Notice of motion.

Mr. Randhir Singh Thind, DAG, Punjab, accepts notice on behalf of the State.

Learned State counsel, being instructed by ASI Surinder Singh, has submitted that the petitioners are attributed specific injuries. He has totally refuted the allegation of any political pressure. It is further submitted that the police had taken action against the petitioners only as per the facts of this case. However, it is not disputed that the injuries attributed to the petitioners are simple in nature and that the father of petitioner No.2 had contested the election against father of the complainant.

In view of the above, but without commenting anything on merits of the case, the present petition is allowed. 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.

9th JULY, 2020
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>