

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of decision: 27.8.2020

(1) CRM-M-18392-2020

Jarnail Singh @ Jaila and anotherPetitioners.

vs.

The State of PunjabRespondent.

(2) CRM-M-19372-2020

Ashok Kumar @ BablaPetitioner.

vs.

The State of PunjabRespondent.

(3) CRM-M-19866-2020

Sandeep Kumar @ SunnyPetitioner.

vs.

The State of PunjabRespondent.

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Navraj Singh, Advocate, for the petitioners
(in all petitions).

Mr. Amar Ashok Pathak, Additional Advocate General,
Punjab with ASI Bhajan Lal, Police Station Model Town,
Hoshiarpur.

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Sanjay Kumar, J. (ORAL)

The petitioners in these three cases are the accused in FIR
No. 141 dated 31.5.2020 on the file of Police Station Model Town,
District Hoshiarpur, registered under Sections 354, 323, 341 and 34 IPC
(Section 325 IPC added later on).

By way of these petitions filed under Sections 438 Cr.P.C., they seek anticipatory bail.

In terms of the statement made by the complainant, the case against the petitioners was that when the complainant and her husband were returning home on 26.5.2020 at about 8.30 p.m., the petitioners came from behind on a scooter and misbehaved with her. They allegedly beat up the complainant's husband and also their relations. Significantly, the complainant knew the identity of the petitioners but got the FIR registered against them only on 31.5.2020, six days after the incident.

By separate orders passed in these cases, this Court directed the petitioners to join investigation and in the event of their arrest, they were to be admitted to interim bail upon furnishing adequate bail and surety bonds. They were also directed to abide by the conditions stipulated under Section 438 (2) Cr. P.C.

Mr. Amar Ashok Pathak, learned Additional Advocate General, Punjab, would state on instructions from ASI Bhajan Lal, Police Station Model Town, Hoshiarpur, that pursuant to the aforestated orders, the three petitioners joined investigation in this case and their custodial interrogation is not required at this stage.

That being so, the petitions are allowed making absolute the interim orders dated 13.7.2020, 20.7.2020 and 22.7.2020 passed in these three cases. In the event the petitioners were subjected to arrest already and secured interim bail, the bail and surety bonds furnished by them shall be kept alive till the disposal of the case. However, in the event of their arrest hereafter, they shall furnish adequate bail and surety bonds to the

satisfaction of the Arresting/Investigating Officer and subject to the same, they shall be released on bail. They shall also abide by the conditions stipulated under Section 438 (2) Cr. P.C. Further, they shall not cause any threat, inducement or promise to any person connected with the case and more so, the complainant and her family members.

Copy of this order be placed in the connected files.

(SANJAY KUMAR)
JUDGE

27.8.2020

preeti	
whether speaking/non speaking	yes/no
whether reportable/non reportable	yes/no