

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

209

CRM-M-24298-2020
Date of Decision: 23.11.2020

JASPAL SINGH AND ANR

...Petitioners

VS

STATE OF PUNJAB

....Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vipin Mahajan, Advocate,
for the petitioners.

Mr. Saurav Khurana, DAG Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioners under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No. 193 dated 29.07.2020, under Sections 452, 324, 323, 326, 427, 379, 506, 148, & 149 IPC registered at Police Station Ghuman, Police District Batala, District Gurdaspur Punjab. The petitioners apprehended their arrest at the hands of police.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 26.08.2020 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“Inter alia contends that Injury No.1, alleged to be grievous in nature, has been attributed to co-accused Harpal Singh, who is not the petitioner before this Court and the injuries attributed to the petitioners are simple in nature.

Notice of motion for 23.11.2020.

In the meanwhile, petitioners will join the investigation before the Investigating Officer. In the event of their arrest, the Arresting Officer would

admit them to interim bail in the present case till the next date of hearing on their furnishing adequate bail and surety bonds to his satisfaction. The petitioners are also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C..”

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the police and joined the investigation. According to him, the petitioners cooperated with the police authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel does not dispute this fact that the petitioners have joined the investigation. Learned counsel, on instructions from ASI Palwinder Singh, further states that the petitioners are not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 26.08.2020 is made absolute.

23.11.2020
monika*

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No