

CRM-M-28528-2020

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

210-3

CRM-M-28528-2020

Date of Decision:-23.11.2020

JASBIR & ANOTHER

.....PETITIONERS

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Ajaivir Singh, Advocate for the petitioners.

Mr. Sukhdeep Singh Parmar, DAG Haryana.

Mr. Gurdeepinder Singh Dhillon, Advocate for the complainant

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.89 dated 15.06.2020, under Sections 148, 149, 323, 324, 506 & 326 (added later on) IPC, 1860, registered at Police Station Kunjpura, District Karnal. 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 18.09.2020, 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 submits that accused, similarly situated as the petitioners, have been granted interim bail by this Court vide order dated 7.9.2020 passed in CRM-M-26142-2020.

Notice of motion.

Mr. Munish Sharma, AAG, Haryana, accepts notice on behalf of the respondent-State and waives service.

Adjourned to 23.11.2020.

In the meantime, the petitioners are directed to join

*investigation with the Investigating Officer on 28.9.2020 at 10.00 a.m. And cooperate therewith. In the event of their arrest, they shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to their compliance of the conditions enshrined under Section 438(2) Cr.P.C.
To be heard alongwith CRM-M-26142-2020.”*

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 Bahadur 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 18.09.2020 is made absolute.

23.11.2020	(MANOJ BAJAJ)
monika*	JUDGE
Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No