

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

**202**

**CRM-M-31475-2020**

Date of decision : 27.11.2020.

Sunil @ Sunil Kumar and others

... Petitioner(s)

Versus

State of Haryana

.. Respondent

**CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present:- Mr. Sanjay Vashisth, Advocate for the petitioner(s).

Mr. Baljinder Singh Virk, DAG, Haryana.

Mr. Neeraj Gaur, Advocate for the complainant.

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**Anupinder Singh Grewal, J. (Oral)**

Heard through video conferencing.

The petitioners are seeking anticipatory bail in FIR No. 292 dated 13.09.2020, under Sections 323, 506, 34 of the Indian Penal Code, 1860 ('IPC' - for short) (subsequently added Sections 147, 149, 379-B, 354-B, 307, 452, 427 IPC), registered at Police Station NIT Faridabad, District Faridabad.

Learned counsel for the petitioners contends that the allegations in the FIR are vague and no specific injury has been attributed to any of the petitioners. He also contends that petitioner No. 1 is handicapped being above knee amputee. He has referred to the copy of the certificate at Annexure P2.

This Court, by order dated 07.10.2020, had directed petitioner No.1 to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

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Learned State counsel, upon instructions from ASI Mahavir Singh, states that petitioner No.1 is physically challenged and has joined investigation. He also contends that petitioners No.2 to 4 have been specifically named in the FIR which has been registered by the complainant-Deepak and he along with Sahil had received injuries which included 08 multiple fractures on injured-Sahil.

Learned counsel for the complainant contends that in view of the serious allegations against the petitioners, they are not entitled to the concession of anticipatory bail.

Petitioner No.1 is physically challenged and having joined investigation, the Covid-19 Pandemic, the order dated 07.10.2020 granting interim bail to petitioner No.1 is made absolute.

However, petitioner No.1 shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

Petitioners No.2 to 4 have been duly named in the FIR and two persons had been injured in the occurrence. The injuries which they have received are serious in nature which include 08 fractures on the injured-Sahil. Therefore, petitioners No.2 to 4 are not entitled to the concession of anticipatory bail and the petition qua petitioners No.2 to 4 stands dismissed.

(ANUPINDER SINGH GREWAL)  
JUDGE

**November 27, 2020**

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