

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

208

CRM-M-1380-2021 (O&M)

Date of Decision: 27.04.2021

Gurmail Singh & others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. J.S.Jangu, Advocate,
for the petitioners.

Ms. Sheenu Sura, DAG, Haryana,
assisted by ASI Subhash Chand.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking grant of anticipatory bail in respect of a case registered against them vide FIR No.296 dated 29.12.2020 at Police Station Rajound, District Kaithal, under Sections 323/341/342/379/427/34 IPC.
2. At the time of issuance of notice of motion on 12.01.2021, the following order was passed:

“The instant FIR was lodged at the instance of Manjit wife of Surinder wherein it has been alleged that on 29.12.2020 when she along with her son were going towards their fields, they were waylaid by Gurmail, Baljit and Sunil who gave beatings to them.

Learned counsel for the petitioners has submitted that the aforesaid FIR is in fact a counter blast to the FIR No.173 of the same date i.e. 29.12.2020 (Annexure P-2) which was lodged at the instance of wife of accused Baljit Singh against husband of the complainant in the instant case

wherein allegations for offences under Sections 323, 354, 354-B, 506 IPC have been levelled.

Learned counsel for the petitioners has submitted that they have falsely been implicated in the present case and that in any case it is a case triable by Magistrate wherein all the offences except offence under Section 379 IPC are bailable offences.

Notice of motion for 26.4.2021.

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3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioners have since joined investigation and are not required for any custodial interrogation.
4. In view of the aforestated position, the petition is accepted and the interim directions issued by this Court vide order dated 12.01.2021 are hereby made absolute subject to the condition that the petitioners shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

27.04.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No