

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-11959-2021

DATE OF DECISION: 20.04.2021

ASHU AND ANOTHER

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Gaurav Gaur, Advocate for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Anuj Sood, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioners are seeking anticipatory bail in FIR No. 316 dated 27.12.2020, under Sections 148, 149, 323, 506 and 120-B of the Indian Penal Code, 1860 ('IPC' - for short) (Section 308 IPC added later on), registered at Police Station Chhachrauli, District Yamunanagar.

Learned counsel for the petitioners contends that it is alleged in the FIR that some unknown persons armed with 'lathi', 'danda' and hammer had entered the shop of the brother of the complainant and caused him injuries. He, however, contends that the complainant has stated that he had erroneously given the names of the petitioners and they were not involved in the occurrence. He has referred to the copy of the affidavit of the complainant at Annexure P2.

Learned counsel for the complainant contends that the petitioners were not the persons who were involved in the occurrence.

This Court, by the order dated 16.03.2021, had directed the petitioners to appear before the Investigating Officer and join the investigation and in the event of their arrest, they were 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.

Learned State counsel, upon instructions from ASI Parveen Kumar, states that the petitioners have joined the investigation.

In view of the above and the petitioners having joined investigation, the order dated 16.03.2021 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

20.04.2021

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No