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

CRM-M-11334-2020

Date of decision-22.07.2021

BRAHMJEET AND ORS**...Petitioners****Vs.****STATE OF HARYANA****...Respondent****CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Anil Shukla, Advocate
for the petitioners.

Mr. Sukhdeep Parmar, DAG, Haryana.

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.145 dated 11.03.2020 under Sections 323, 324, 34, 427 & 506 of Indian Penal Code, 1860, registered at Police Station Sector-58, Faridabad, District Faridabad. The petitioners apprehended their arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 18.03.2020, whereby while issuing notice of motion to respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“An FIR bearing No. 145 dated 11.03.2020 under Sections 323, 324, 427, 506 read with Section 34 IPC has been registered at Police Station Sector-58, Faridabad, on the allegations that petitioner No.1 armed with sharp edged weapon, petitioner No.2

armed with lathi and petitioner No.3 armed with axe, had inflicted injuries on the person of Dharmender (complainant).

It has been stated by learned counsel for the petitioners that there are four injuries on the person of the complainant/injured and only injury No.1 has been caused with sharp edged weapon on the left upper arm. Furthermore, at the earlier instance, an FIR bearing No.144 dated 11.03.2020 under Sections 148, 149, 323 and 506 IPC has been registered at Police Station Sector-58, Faridabad on the basis of the statement of Shankuntla, wife of petitioner No.1, against the complainant and another person.

Notice of motion, returnable on 15.07.2020.

Meanwhile, it is directed that in the event of arrest, the petitioners be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer, subject to the condition that they join the investigation and comply with other conditions as specified 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 who is assisted by Inspector Inderjeet does not dispute this fact that the petitioners have joined the investigation and they are not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 18.03.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

22.07.2021

Vipin kumar

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