

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

CRM-M No.18202 of 2021.
Date of Decision:-30.04.2021.

(Heard through Video-Conferencing)

Krishna and others

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Jitender K. Sehrawat, Advocate for the petitioners.

MEENAKSHI I. MEHTA J. (Oral)

Apprehending their arrest in the criminal case registered at Police Station Adampur, District Hisar (Haryana) vide FIR No.444 on 12.11.2020 under Sections 147, 149, 323, 452, 506 IPC (later on the offence under Section 452 IPC has been deleted) with allegations of their having formed an unlawful assembly along-with their co-accused and having caused injuries to complainant Suresh as well as to his aunts Aneeshia and Shakuntla, all the three accused-petitioners have joined hands to prefer the present petition for seeking the relief of anticipatory bail.

Notice of motion.

Mr. S.S. Pannu, learned Deputy Advocate General, Haryana, who has joined the proceedings in this case in pursuance of the copy of this

petition having been sent to the respondent in advance, accepts the notice on behalf of the respondent-State.

I have heard learned counsel for the petitioners as well as learned State counsel in the present petition.

Learned counsel for the petitioners contends that the petitioners have been falsely implicated in this case and neither any specific injuries have been attributed to them nor any recovery is to be effected from them and hence, they deserve the concession of grant of anticipatory bail.

Learned State counsel has sent the written intimation, as received from the Station House Officer concerned, through e-mail which has been placed on the record and a perusal thereof reveals that the offence under Section 452 IPC does not find mention therein. However, he argues that the petitioners had also caused injuries to said Shakuntla and, therefore, they do not deserve the relief of anticipatory bail.

Keeping in view the facts that the offence under Section 452 IPC does not find mention in the said latest written intimation, as sent by the concerned Station House Officer and the only role attributed to the petitioners in the alleged occurrence is that they sat over injured Shakuntla and gave beatings to her and that there is nothing in the said written intimation to suggest that any recovery is to be effected from them and without commenting upon the merits of the present case, the instant petition is allowed.

In the event of the arrest of the petitioners, they shall be admitted to bail subject to their furnishing bail bonds to the satisfaction of

the Investigating/Arresting Officer.

The petitioners shall join in the investigation as and when required to do so and shall also abide by all the conditions as laid down under Section 438 (2), Cr.P.C.

(MEENAKSHI I. MEHTA)
JUDGE

April 30, 2021.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.