

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****(I) CRM-M-30864-2021 (O&M)**

Harbhajan Singh ...Petitioner

Versus

State of Punjab ...Respondent

(II) CRM-M-31601-2021 (O&M)

Puran Singh @ Pannu ...Petitioner

Versus

State of Punjab ...Respondent

Date of Decision: 16.11.2021**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present: None for the petitioners.

Mr. Harbir Sandhu, AAG, Punjab,
assisted by SI Lakhwinder Singh.*(proceedings conducted through video conferencing)***GURVINDER SINGH GILL, J. (Oral)**

1. This order shall dispose of the aforesaid two petitions i.e. CRM-M-30864-2021 and CRM-M-31601-2021 filed on behalf of Harbhajan Singh and Puran Singh @ Pannu respectively, seeking grant of anticipatory bail in respect of a case registered against them vide FIR No.0111 dated 14.07.2021 at Police Station Kot ise Khan, District Moga, under Sections 452/427/323/148/149/120-B IPC.

2. At the time of issuance of notice of motion on 04.08.2021 in CRM-M-30864-2021, the following order was passed:

“The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.0111 dated 14.07.2021 at Police Station Kot Ise Khan, District Moga, under Sections 452/427/323/148/149/120-B IPC.

As per the FIR lodged at the instance of Gurbachan Kaur, aged about 60 years, as many as 24 persons, who are duly named in the FIR, entered into her house and caused injuries to her. The complainant alleged that she has been attacked at the instance of Harbhajan Singh, Puran Singh, Rani and Rachpal Singh in order to take revenge in respect of the dispute of his father.

Learned counsel for the petitioner has submitted that he is a man aged about 66 years and even as per the FIR, he was never present at the spot and is not amongst the 24 assailants and the only role attributed to him is that the complainant had been attacked at the instance of the petitioner.

Notice of motion for 16.11.2021.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

3. Similarly, at the time of issuance of notice of motion in CRM-M-31601-2021, petitioner – Puran Singh @ Pannu was granted interim bail and he was directed to join investigation.
4. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, both the petitioners have since joined investigation and are not required for any custodial interrogation. It has, however, been informed that while petitioner

– Harbhajan Singh is not involved in any other case, petitioner –
Puran Singh happens to be involved in 3 other cases.

5. I have considered the aforesaid submissions addressed before this Court.
6. As per the case of the prosecution, as many as 24 persons had entered into the house of the complainant and had caused injuries at the instance of Harbhajan Singh and Puran Singh. In other words, neither of the aforesaid 2 petitioners are stated to have caused injuries or entered into the house of the complainant.
7. Having regard to the aforestated position wherein the petitioners are stated to have joined investigation and also noticing the age of the petitioners, namely, Harbhajan Singh and Puran Singh, who are aged about 66 years and 55 years respectively, both the petitions are accepted and the interim directions issued by this Court vide orders dated 04.08.2021 in CRM-M-30864-2021 and 06.08.2021 in CRM-M-31601-2021 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.
8. A photocopy of this order be placed on the connected file.

(GURVINDER SINGH GILL)
JUDGE

16.11.2021
Vimal

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