

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

207

CRM-M-29076-2020 (O&M)

Date of decision: 21.01.2021

Charanjit Singh & Anr.

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Narinder Kumar Vadehra, Advocate for the petitioners.

Mr. Randhir Singh Thind, D.A.G. Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 149 dated 30.7.2020 under Sections 325/324/323/341/506/379/148/149 IPC registered at Police Station Kalanaur, District Gurdaspur.

This Court, on 22.09.2020, passed the following order:

“Case is taken up for hearing through video conferencing.

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 149 dated 30.7.2020 under Sections 325/324/323/341/506/379/148/149 IPC registered at Police Station Kalanaur, District Gurdaspur.

Learned counsel for the petitioners submits that the petitioners are closely related to the complainant and there is a delay of 03 days in lodging the present FIR. He further submits that petitioner No. 1-Charanjit Singh has been attributed datar blows on the shin of both the legs of the complainant whereas petitioner No. 2-Harinder @

Harwinder Singh has been attributed kirch blows on the thumb and little finger of left hand of the complainant and all the injuries are simple in nature. He further submits that all the injuries are on the non-vital parts of the body. Learned counsel also submits that Section 379 IPC has been added just to attract a non-bailable offence.

Notice of motion.

On the asking of the Court, Mr. Amit Mehta, Sr. DAG, Punjab accepts notice on behalf of the State.

Adjourned to 21.1.2021.

Meanwhile, petitioners are directed to join the investigation and if they are sought to be arrested, they shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.”

Learned counsel for the petitioners submits that in compliance with the order dated 22.09.2020 passed by this Court, the petitioners have joined the investigation.

Learned State counsel, on instructions from S.I. Jasjir Singh, submits that the petitioners have joined the investigation and are not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 22.09.2020 granting interim bail to the petitioners, is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

21.01.2021

Aman Jain

(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No