

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(220)

CRM-M No.35513 of 2021
Date of Decision : 17.12.2021

Nirvair Singh @ Ghora Singh and others

...Petitioners

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Anantdeep Singh Sandhu, Advocate
for the petitioners.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.

Harsimran Singh Sethi, J. (Oral)

The petitioners are seeking anticipatory bail in FIR No.81 dated 07.06.2021 under Sections 341,324,323,506,148,149 IPC (Section 326 IPC added later on) registered at Police Station Sadar Kotkapura, District Faridkot.

Learned counsel for the petitioners contends that the petitioners have joined investigation in terms of order passed by the Coordinate Bench of this Court dated 31.08.2021. Order dated 31.08.2021 is as under:-

“Learned counsel submits that in the alleged occurrence, petitioners also suffered injuries and on the statement of Pargat Singh, a cross case through rapat No.37 dated 09.06.2021 under Sections 307, 324, 323, 506, 148 and 149 IPC was registered against Rajinder Singh @ Shani, complainant in FIR No.81 dated 7.6.2021 and others. Learned counsel has further pointed out that the offence punishable under Section 326 IPC was introduced after a period of one month of registration of the FIR and the injured

Pargat Singh had suffered 14 injuries.

Notice of motion for 17.12.2021.

Meanwhile, the petitioners shall join the investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C. ”

Learned State counsel on instructions from SI Satpal Singh states that in terms of the order of the Coordinate Bench of this Court reproduced before, the petitioners have joined the investigation and no further interrogation is required at this stage.

Learned counsel for the petitioners undertake that petitioners will join investigation and also cooperate with the investigating agency in case they are required for the same in future as well.

In view of the above, the order dated 31.08.2021 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.

In case at any given point of time hereinafter, it is felt by the investigating agency that petitioners are required for the investigation but are not cooperating, they will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

December 17, 2021
jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes
Whether reportable? No