

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

**CRM-M-32069 of 2020  
Date of Decision: 14.01.2021**

**Pardeep and another**

**.....Petitioners**

**Vs**

**State of Haryana**

**.....Respondent**

**CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present: Mr. Ketan Antil, Advocate,  
for the petitioners.

Mr. Anant Kataria, DAG, Haryana.

Ms. Sharmila Sharma, Advocate,  
for the complainant.

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**RAJ MOHAN SINGH, J.(Oral)**

The case has been taken up for hearing through  
video conferencing.

Petitioners seek grant of anticipatory bail in case  
bearing FIR No.287 dated 10.09.2020 registered under Sections  
323, 452, 506 read with Section 34 of IPC, 1860 (Sections 325  
and 308 of IPC, 1860 added later on) at Police Station Rai,  
District Sonapat, Haryana.

Notice of motion was issued on 09.10.2020 by

passing the following order:-

*“The case has been taken up for hearing through video conferencing.*

*Learned counsel for the petitioners contends that initially the FIR was registered under Sections 323,452, 506 IPC read with Section 34 IPC. Offence under Section 325 IPC was added after taking opinion from the Doctor on 16.09.2020. On the basis of another opinion, offence under Section 308 IPC was added on 21.09.2020. The occurrence took place on 06.09.2020 and the FIR was registered on 10.09.2020. As per allegations, petitioner No.2 gave a blow from handle of spade to the brother of complainant. When the complainant tried to save his brother, Sandeep caught hold of him and thereafter petitioner No.2 gave a blow from handle of spade on his head. Petitioner No.1 gave a lathi blow to the complainant party.*

*Learned counsel further contends that the occurrence has not taken place in the manner as suggested by the complainant. Infact on 06.09.2020, the complainant along with his sons, nephews and 3-4 other persons, made a forcible entry in the house of petitioners and started giving beatings to the father of petitioner No.1 namely Sita Ram and broke his teeth by giving brick blows on his face. They also gave beatings to grandmother of petitioner No.1 namely Santosh by giving fists, kicks and brick blows. Brother of the complainant namely Pappy also torn clothes of sister-in-law of the petitioner namely Shalu and also tried to outrage her modesty. They also misbehaved with the sisters of the petitioner No.1 namely Sangeeta and Nisha. Police was called and complaint was made to the Police Station, but no action was taken.*

*Learned counsel further contends that medico-legal reports of Sita Ram and Santosh would suggest that there was dislocation of both incisors and multiple bruises over lips besides muscle pain on the person of Sita Ram. The MLR of Santosh would suggest that there were multiple injuries with fracture 3rd to 10 over ribs at the location of costo-condrol junction on both sides in the shape of linear fracture. The injuries were declared to be grievous in nature by the Doctor on 06.09.2020 itself, but the police has not recorded any crossversion/cross-FIR despite the medical ruqa sent to the Police.*

*Notice of motion for 09.11.2020.*

*Till the next date of hearing, arrest of the*

*petitioners shall remain stayed."*

Arrest of the petitioners was stayed. Thereafter, vide order dated 09.11.2020, petitioners were directed to join the investigation.

Today, learned State counsel, on instructions from ASI Ravinder, submits that the petitioners have joined the investigation to the entire satisfaction of the Investigating Officer and they are not required for further investigation of the case.

In view of the above, the interim order dated 09.11.2020 is made absolute. The petitioners shall keep on joining the investigation as and when required to do so and they shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

14.01.2021  
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**(RAJ MOHAN SINGH)**  
**JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No