

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

CRM-M-34500-2020

Date of Decision: 18.02.2021

Kuldeep Kumar & others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Ritesh Pandey, Advocate, for the petitioners.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab,
assisted by ASI Jarmanjeet Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking grant of anticipatory bail in respect of a case registered against them vide FIR No.317 dated 02.09.2020 at Police Station Civil Line, District Batala, under Sections 326, 324, 323, 148, 149 IPC.
2. While issuing notice of motion on 29.10.2020, this Court passed the following order:

“Learned counsel for the petitioners contends that even as per the case of prosecution it is only Hardeep Kumar who has been injured and who had sustained 3 injuries only out of which one injury has been declared as a ‘grievous injury’ which is attributed to non-applicant-Pardeep Kumar. Learned counsel has further submitted that while petitioners No.1 and 3 namely Kuldeep Kumar and Balwinder Kumar @ Billa were empty handed, petitioner No.2-Surinder Kumar @ Shinderpal Singh was allegedly carrying a ‘baseball bat’ and who has been attributed an

injury with the same on the back of the complainant which is in the nature of a 'simple injury'.

Notice of motion for 18.2.2021.

Meanwhile, in the event of arrest, the petitioners be released on interim bail subject to their furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the 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. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioners have since joined investigation and are not required for any custodial interrogation.
4. In view of the aforestated position, the petition is accepted and the interim directions issued by this Court vide order dated 29.10.2020 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.

18.02.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

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