

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

202

CRM-M-35705-2019(O&M)

Date of Decision: 25.08.2021

Dupinder Singh @ Deepinder Singh and anotherPetitioners.

Versus

State of Punjab and anotherRespondents.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Diwan S. Adlakha, Advocate for the petitioners.

Mr.Mehardeep Singh, Additional Advocate General, Punjab
for respondent No.1.

Mr. Rahul Sharma-I, Advocate for respondent No.2.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Learned counsel for the petitioners, at the very outset, submits that though instant petition has been filed under Section 438 Cr.P.C., however, it should have been under Section 438 Cr.P.C. read with Section 482 Cr.P.C. and, thus, prays for necessary correction in the headnote of the petition.

Ordered accordingly.

This petition under Section 438 Cr.P.C. read with Section 482 Cr.P.C. is for grant of pre-arrest bail to petitioners in case FIR No.233 dated 09.08.2019 under Section 323 IPC and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station Model Town, District Hoshiarpur.

Reply dated 03.03.2020 already filed on behalf of respondent No.2 is taken on record.

Learned State counsel, on instructions from Sub Inspector Chatwinder Singh, submits that in compliance of order dated 29.08.2019, petitioners have already joined investigation and are not required for further investigation or any kind of custodial interrogation.

In view of above, order dated 29.08.2019 granting interim bail to petitioners, is made absolute. Petitioners shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Petition is disposed of accordingly.

(LALIT BATRA)
JUDGE

25.08.2021

D.Gulati

Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No