

205

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44277-2020
DECIDED ON: 19th JANUARY, 2021

SUKHDEV SINGH AND ORS

.....PETITIONERS

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Harsimranpreet Singh, Advocate
for the petitioners.

Ms. Samina Dhir, DAG, Punjab.

Mr. Sandeep Godara, Advocate for
Mr. Ajay Pal Singh Rehan, Advocate
for the complainant.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to
COVID-19 situation.

This is a petition for anticipatory bail in case of FIR No. 179 dated
01.12.2020, under Sections 323, 324, 379, 452, 427, 148, 149 of the IPC, 1860
(later on Section 326 IPC was added) registered at Police Station Rangar Nangal,
Police District Batala, Gurdaspur

The FIR was at the instance of Baljit Singh alias Dimple. As per the
allegations, the accused and the complainants are relatives i.e. real brothers. There
is a property dispute which resulted in the alleged incident. As per the allegations,
some of the petitioners were armed with *Sota* and some were empty handed.

Learned counsel for the petitioners submits that as per the case set up, the injuries attributed to the petitioners are simple in nature. They are residing in the same house and was only in the heat of the moment that the alleged incident occurred.

Learned State counsel opposes the prayer and submits that there are other cases pending against some of the petitioners.

Considering that it is a family dispute; the injuries attributed are simple in nature; pendency of other cases would not itself is a ground to deny the personal liberty of the petitioners in the present case; the petitioners are granted anticipatory bail subject to joining investigation within two weeks. They shall be bound by the conditions envisaged under Section 438 (2) Cr. P.C. In case of arrest, the petitioners shall be released on bail subject to their furnishing adequate bail bonds to the satisfaction of the Investigating/Arresting Officer. They are directed to join the investigation as and when called.

The petition stands disposed of.

It is clarified that in case of failure of the petitioners to join investigation within the stipulated time, the State would be at liberty to move an application for re-calling the order.

19th JANUARY, 2021

shabha

**(AVNEESH JHINGAN)
JUDGE**

Whether speaking/reasoned *Yes*

Whether reportable *Yes*