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

**CRM-M-55622-2019
Date of decision-09.08.2021**

SALIM AND ANOTHER**...Petitioners****Vs.****STATE OF HARYANA****...Respondent****CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

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

Kanwar Sanjiv Kumar, AAG, Haryana.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioners under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.146 dated 01.11.2019 under Sections 148, 149, 323, 324, 326 & 506 Indian Penal Code, 1860, registered at Police Station Pratap Nagar, District Yamuna Nagar. The petitioners apprehended their arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 28.01.2020, whereby, the interim protection was extended to the petitioners. The said order reads as under:-

“CM-330-2020

For the reasons recorded in the application, the same is allowed.

Documents (Annexures P-5 and P-6) are taken on record, subject to all just exceptions.

Main case

It has been stated by learned counsel for the petitioners that injury under Section 326 IPC is on the little finger of left hand of Rasid and moreover, Noor Hasan and Rakib have been granted pre-arrest bail by the Court of Sessions.

Adjournment has been sought to produce copy of the bail order.

Adjourned to 28.4.2020.

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 counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the Police and joined the investigation. According to him, the petitioners cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Shamsheer Singh does not dispute this fact that the petitioners have joined the investigation and they are not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 28.01.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

09.08.2021

Vipin kumar

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