

211(1)

THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-202-2022 (O&M)
Date of decision-22.04.2022

Gurlal Singh & others

...Petitioners

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

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

Mr. Dhruv Dayal, Sr. DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioners have approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.250 dated 23.12.2021 under Sections 323, 341, 324, 307, 506, 148 and 149 of Indian Penal Code, 1860 registered at Police Station Baghapurana, District Moga, Punjab, who apprehends their arrest at the hands of Police.

On 05.01.2022, this Court had passed the following order:-

“Learned counsel contends that as per allegations in FIR, the complainant had allegedly put a post on social media against one of the candidates in the upcoming Punjab State Assembly Elections and reacting to that the assailants had attacked him while he was driving the bus. He submits that the allegations and the injuries suffered by the victim do not suggest the commission of offence punishable under Section 307 IPC, as the same has been incorporated only on the ground that the accused had aimed blow upon the head of the injured. Learned counsel has drawn the

attention of the Court to the medico legal report of the victim (Annexure P-3) to contend that in all, 5 injuries were suffered by the victim, but none of these injuries was declared as dangerous to life. He submits that the alleged post is of August, 2021 and the alleged occurrence is shown to be of December, 2021, wherein the petitioners have been falsely implicated.

Notice of motion for 22.04.2022.

At this state, Mr. Buta Singh Bairagi, Advocate appears on behalf of complainant.

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 has stated that in compliance of the above order, the petitioners associated themselves in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by ASI Sandeep states that indeed the petitioners have joined the investigation and are not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 05.01.2022 is made absolute.

(MANOJ BAJAJ)
JUDGE

22.04.2022
neelam

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