

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.13990 of 2022

Date of Decision: 02.04.2022

Seelam and Others

..... Petitioners

V/s.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Ajay Ghangas, Advocate
for the petitioners.

1. The petitioners, by filing the present petition under Section 438 Cr.P.C., seek grant of anticipatory bail in case FIR No.287 of 09.11.2020, which was registered against them, at Police Station Chhainsa, Faridabad, Haryana, constituting therein offences under Sections 148, 149, 323, 447, 452, 506 and Section 307 (Section 307 IPC, added later on) of the Indian Penal Code, 1860.

2. Notice of motion.

3. Mr. Bhupinder Beniwal, AAG, Punjab, waives service of notice on behalf of the respondent-State.

4. Mr. Jagjot Singh, Advocate puts in appearance on behalf of the complainant.

5. The incriminatory role, as, assigned to the bail applicants-petitioners is of theirs allegedly assaulting the complainant-party. However, in the assault as made by the present petitioners, upon the complainant though they are alleged to deliver fist and kick-blows, on the complainant, yet no incriminatory weapon(s) are alleged to become used by them. Therefore, no recovery is required to be made from the petitioners, to the Investigating Officer concerned.

6. Moreover, the condition of the victim is intimated to the Court by the learned State counsel, to be stable, and, that his becoming discharged from the

Hospital.

7. Therefore, this Court does not deem it fit to order for the custodial interrogation of the accused, rather grants anticipatory bail to the bail applicants-accused. Consequently, in the event of their arrest, the petitioners shall be released, by the Investigation Officer, on their furnishing personal and surety bonds in the sum of ₹50,000/- each, before him, and, also subject to their not tampering with prosecution evidence, and/or not influencing prosecution witnesses, and, also their appearing before the Investigating Officer concerned, as and when they are required to be making their personal appearances.

8. Disposed of.

2nd April, 2022

Sonia Puri

(SURESHWAR THAKUR)
JUDGE

Whether Speaking/Reasoned Yes/No
Whether Reportable Yes/No