

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-14466-2022

Date of decision : 29.7.2022

Harbhajan Singh and another

... Petitioners

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Avtar Singh Khinda, Advocate,
for the petitioners.

Ms. Samina Dhir, DAG, Punjab.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioners in criminal case having DDR No.26 dated 3.1.2022 registered under Sections 323, 324, 341, 148, 149 IPC (Section 326 IPC added later on) in FIR No.320 dated 29.12.2021 registered under Sections 307, 323, 506, 427, 148, 149 IPC (Sections 308, 325, 326 IPC added later on) at Police Station Sultanpur Lodhi, District Kapurthala.

Counsel for the petitioners submitted that the petitioners are accused in the cross version case, as per which, petitioner No.1-Harbhajan Singh was armed with base ball bat and petitioner No.2-Dalbir Singh was armed with *dang*. He further submits that injury stated to be caused by petitioner No.1-Harbhajan Singh was found to be simple in nature while injury caused by petitioner No.2 was found to be grievous in nature.

Counsel for the petitioner further contends that as per main FIR, petitioner

No.2-Dalbir Singh sustained grievous injuries at the hands of the opposite party. He further submits that the petitioners have joined the investigation.

State counsel on instructions from ASI Alamjit Singh has admitted that the petitioners have joined the investigation with the police on the basis of order of interim bail dated 6.4.2022. She further submits that recoveries have been effected and now both the petitioners are not required by the police for further investigation or custodial interrogation.

In view of the above, the present petition is allowed and order of interim bail dated 6.4.2022 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

July 29, 2022
Paritosh Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No