

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

202

CRM-M-12549-2019

Date of decision : 14.01.2022.

Sanjay Kumar and others

... Petitioners

Versus

State of Haryana and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vivek Sheoran, Advocate for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioners are seeking anticipatory bail against the order dated 04.02.2019 in criminal complaint No.CIS/COMI-109 of 2017/524-1 of 2017 dated 26.09.2017/06.12.2017 titled as 'Ajmer Singh versus Sumit and others' under Sections 147, 148, 307, 323, 324, 326 read with Section 149 IPC and Sections 25, 27 of the Arms Act whereby they have been summoned to face trial.

A Coordinate Bench of this Court on 18.03.2019 had passed the following order:-

'It is, *inter alia*, contended that on a complaint filed by the petitioners' side, FIR No.312 dated 27.7.2016 has been registered against the complainant's side of this case *inter alia* under Section 302 IPC. About 25 persons have been named as accused and some of them are absconding. Although, the complainant's side attempted to get a cross-case registered against the petitioners, the police refused to register the same. Thus, out of a sense of vendetta, the present complaint has been filed. The allegations made in the complaint are concocted and the injuries allegedly received by the complainant side were inflicted in self-defence. The petitioners are appearing before the trial court being

complainants in the FIR case and, thus, their arrest would not be justified.

Notice of motion for 29.7.2019.

In the meantime, the petitioners are directed to join investigation with the Investigating Officer on 4.4.2019 at 10:00 A.M. and cooperate therewith. In the

event of their arrest, they shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to their compliance of the conditions enshrined under Section 438(2) Cr.P.C.'

Thereafter, another Coordinate Bench of this Court on 10.08.2021 had passed the following order:-

'The Court has been convened through video conferencing due to Covid-19 Pandemic.

On request of counsel for the petitioners, adjourned to 14.10.2021.

In the meantime, it is directed that in case the petitioners appear before the trial Court on or before 31.08.2021, they shall be released on interim bail on their furnishing bail bonds/sureties to the satisfaction of the trial Court.'

Learned counsel for the petitioners contends that the petitioners had appeared before the trial Court in terms of the interim order and are regularly appearing before the trial Court.

In view of the above, the order dated 10.08.2021 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

January 14, 2022
sonia gugnani

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