

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

202/2

**CRM-M-18797 of 2021
Date of Decision:13.01.2022**

Saurav @ Bagga

..... Petitioner

Versus

State of Punjab

..... Respondent

CRM-M-20383 of 2021

Mukesh Kumar @ Manpreet Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Sarju Puri, Advocate,
for the petitioners.

Mr. M.S. Nagra, AAG, Punjab

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

Vide these petitions, the petitioners seek the concession of 'anticipatory bail' under the provisions of Section 438 of the Cr.P.C., upon FIR no.25, dated 19.04.2021, having been registered at Police Station Pojewal, District SBS Nagar, alleging therein the commission of offences punishable under Sections 323, 324, 452, 506, 148 and 149 of the IPC.

The petitioners having been admitted to interim bail vide orders passed by this court on 13.05.2021 and 25.05.2021, learned counsel for the petitioners submits that they have joined investigation and admittedly both the injuries alleged to have been inflicted upon the complainant being simple injuries, the only cognizable offence would be one punishable under Section 452 of the IPC.

Learned State counsel on the other hand submits that as per the affidavit filed by the DSP, the petitioners not having disclosed the names of their companions, their custodial interrogation is very much required.

Looking at the nature of the allegations and the fact that there is a doubt as to actually who was the the aggressor party, with learned counsel submitting that the whole occurrence has actually been concocted as there is a delay of 48 hours in lodging the FIR, without making any comment on the actual merits of the case, the petitions are allowed, with the order passed admitting the petitioners to interim bail, made absolute on the same terms and conditions.

A copy of this order be also placed on the file of the other connected matter too.

January 13, 2022
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No