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

CRM-M-27894-2022

Date of decision : 23.11.2022

Manmohan Singh @ Mohan Singh and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Harkaran Singh, Advocate for
Mr. B.S. Bhalla, Advocate for the petitioners.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioners in Cross Version DDR No.22 dated 07.09.2020 registered under Sections 323, 324, 148, 149 of Indian Penal Code, 1860 (Sections 326 and 307 of IPC have been added later on) in FIR No.108 dated 31.08.2020 registered under Sections 307, 452, 380, 506, 323, 148, 149 of the Indian Penal Code, 1860 and Sections 25 and 27 of the Arms Act, 1959 at Police Station Bhindi Saidan, District Amritsar Rural.

On 12.07.2022, a Coordinate Bench of this Court was pleased to pass the following order:-

“The learned counsel for the petitioners has submitted that it is a case of version and cross version and

the other co-accused, namely, Sukhdeep Singh has been granted interim bail by this Court vide Annexure P-2. He submitted that the other party was the aggressor party and that aspect is yet to be determined at the time of trial. He further submitted that the petitioners including petitioner No.1 have also received injuries during the fight.

Notice of motion.

Mr. Davinder Bir Singh, DAG, Punjab accepts notice on behalf of the State of Punjab and prays for some time to file affidavit.

Adjourned to 1.11.2022.

Meanwhile, the petitioners are directed to join the investigation and on their doing so, the petitioner be released on interim bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

Sd/- (JASGURPREET SINGH PURI)

July 12, 2022

JUDGE ”

Learned counsel for the petitioners has submitted that in pursuance of the abovesaid order dated 12.07.2022, the petitioners have joined the investigation.

Learned counsel for the State, on instructions from ASI Sarabjit Singh, has submitted that the petitioners have joined the investigation and are not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 12.07.2022 and also the fact that the petitioners have joined the investigation and are not

required for further custodial interrogation, the present petition is allowed and the interim order dated 12.07.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

23.11.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No