

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

212

CRM-M-31455-2021

Date of Decision: 25.07.2022

Harmanpreet Singh & another ...Petitioners

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Ranjit Saini, Advocate, for the petitioner.

Mr. Rahul Mohan, DAG, Haryana.

Mr. Parminder Singh, Advocate, for the complainant.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.379 dated 23.07.2021 at Police Station Karnal Civil Line, District Karnal, under Sections 148/149/323/452/506 IPC.
2. The FIR was lodged at the instance of Ravinder Singh, Advocate. The accused are neighbourers of the complainant. The complainant has alleged that the accused used to spread dirt in his house and he had asked them not to do so, but they did not refrain from doing so. It is alleged that on 23.07.2021, when he was standing outside his house at about 6 PM in the evening, he had again objected to spreading of dirt in his house on account of which the complainant's son and the son of the accused had a verbal exchange of words. At about 6.30 PM, when the complainant was in his house, then accused namely Harman and Preet

accompanied by 5/6 unknown persons entered into his house. Harman exhorted his companions to kill the complainant and they all attacked the complainant and his son and other members of his family with bricks and one of the bricks hit on his right arm and he also sustained internal injuries.

3. Learned counsel for the petitioners has submitted that they have falsely been implicated in the present case and that it is a case of simple injuries. It has been submitted that the occurrence had taken place on account of a petty dispute amongst neighbourers. Learned counsel has further submitted that since the petitioners have already joined investigation and nothing is to be recovered from them, they deserve the concession of anticipatory bail.
4. Learned State counsel assisted by learned counsel for the complainant has submitted that since there are specific allegations leveled in the FIR regarding the accused having inflicted injuries, which are duly substantiated from the medical record, no special case for grant of bail is made out. Learned State counsel upon instructions has, however, informed that pursuant to interim directions issued by this Court on 06.08.2021, the petitioners have since joined investigation and are not required for any custodial interrogation and that they are not wanted in any other case.
5. Having regard to the aforestated position particularly the fact that it is a case of inflicting of simple injuries and while also noticing that the petitioners have already joined investigation and are not required for any custodial interrogation and are not stated to be involved in any other case,

the petition is accepted and the interim directions issued by this Court vide order dated 06.08.2021 are hereby made absolute subject to the condition that the petitioners shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

25.07.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**