

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

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**CRM-M-43216-2021
Date of Order: 25.01.2022**

BALWINDER SINGH AND ANR

..Petitioners

Versus

STATE OF HARYANA

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Naresh Kumar Bansal, Advocate
for the petitioners.

Ms. Mamta Singla Talwar, DAG, Haryana

ANIL KSHETARPAL, J(Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

On 13.10.2021, the following order was passed:-

“Both the petitioners herein seek the relief of anticipatory bail in the criminal case pertaining to the FIR bearing No.0196 dated 29.09.2021 registered at Police Station Shahzadpur, District Ambala, under Sections 323, 452, 506 read with Section 34 IPC.

Learned counsel for the petitioners, inter-alia, contends that both the petitioners have been got falsely implicated in the subject FIR whereas in fact, it is petitioner No.1 Balwinder Singh, who had sustained injuries at the hands of the complainant party and moreover, the petitioners are ready to join in the investigation as and when so required and are also not involved in any other criminal case of the similar nature.

Notice of motion.

Mr. Vishal Kashyap, learned Deputy Advocate General, Haryana, who has joined the proceedings in pursuance of the copy of the present petition having been sent to the respondent-State in advance, accepts the notice. He seeks some time to get proper and complete instructions in this matter from the quarter concerned and if deemed necessary, then to file the status-report also.

Adjourned to 25.01.2022.

Meanwhile, in the event of their arrest, the petitioners shall be released on interim bail subject to their furnishing the requisite personal as well as surety bonds to the satisfaction of the Arresting/Investigating Officer.

However, the petitioners shall join in the investigation as and when required/called upon to do so and shall also strictly abide by all the conditions as laid down in Section 438(2) Cr.P.C.”

The prosecution has filed status report by way of affidavit of Sh. Anil Kumar, Deputy Superintendent of Police, Naraingarh, District Ambala, in which it has been stated that the petitioners have joined the investigation. Certain accused have been found innocent and the investigation in the present case is still pending.

It is evident from the reading of the status report, that the petitioners have already joined the investigation, cooperated and are not required for further custodial interrogation.

Keeping in view the aforesaid facts, the order dated 13.10.2021, is made absolute subject to the condition that the petitioner will continue to cooperate with the investigation as and when required.

All the pending miscellaneous applications, if any, are also disposed of.

January 25, 2022

Ay/Chetan

**(ANIL KSHETARPAL)
JUDGE**

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