

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 201

CRM-M-43349-2021

Date of decision : 23.02.2022

Bakhtor Singh and another

..... Petitioners

VERSUS

The State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Madan Sandhu, Advocate, for the petitioners.

Mr.Saurav Khurana, DAG, Punjab.

Mr.J.S.Dhaliwal, Advocate, for the complainant.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C. the petitioners seek anticipatory bail in FIR No.85 dated 14.09.2021 registered under Sections 341, 323, 324, 34 IPC (Section 326 IPC added later on) at Police Station Jhunir, District Mansa.

On 25.10.2021 this Court had passed the following order: -

“Learned counsel for the petitioners inter alia contends that the petitioners have been falsely implicated in this case at the behest of the complainant; the present case is a case of version and cross-version; it was the complainant party which was the aggressor; even if the case of the prosecution is taken as the gospel truth, though vehemently denied, both the petitioners have been attributed simple injuries and that the petitioners are also ready and willing to join the investigation as and when called by the investigating agency.

Notice of motion.

Mr. Saurav Khurana, DAG, Punjab accepts notice on behalf of the respondent-State.

For arguments, adjourned to 10.01.2022.

In the meanwhile subject to the petitioners' joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438 (2) Cr.P.C, in the event of their arrest in FIR No.85 dated 14.09.2021 registered under Sections 341, 323, 324 and 34 IPC (offence under Section 326 IPC added later on) at Police Station Jhunir, Mansa, they shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioners have joined the investigation; have cooperated with the investigating agency and that their custodial interrogation is not required by the State.

In the light of the reasons given in the afore quoted order and the statement made by learned State counsel as also for the reason that during the period the petitioners were on ad interim anticipatory bail, they did not misuse the same, the order of this Court dated 25.10.2021, granting ad interim anticipatory bail to the petitioners is made absolute.

23.02.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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