

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(213)

CRM-M-46349-2021

Date of Decision: 21.2.2022

Avtar Singh & another

--Petitioners

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Ms. Neha Giri, Advocate for the petitioner.

Ms. Sakshi Bakshi, A.A.G., Punjab.

Mr. Ravinder Singh, Advocate for the complainant.

RAJESH BHARDWAJ.J (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

The present petition has been filed under Section 438 Cr.P.C for grant of pre-arrest bail to the petitioners in cross case bearing DDR No.35 dated 27.7.2021 registered under Sections 323, 324, 326, 354, 34 IPC at Police Station, Kathgarh, District SBS Nagar in case FIR No.110 dated 26.7.2021 registered under Sections 323, 341, 506, 354, 148, 149, 427 I.P.C at Police Station, Kathgarh, District SBS Nagar.

By virtue of the order dated 3.11.2021 while granting interim protection, the petitioners were directed to join investigation.

Learned State counsel has submitted that in pursuance to the order dated 3.11.2021 petitioners have joined investigation. However, State counsel refers to para 8 of the Status Report filed by the State, wherein it finds mentioned that DDR No.20 dated 13.1.2021 in FIR No.03 dated 12.1.2021 under sections 323, 341, 148, 149, 509, 354-B I.P.C at Police Station, Kathgarh, District SBS Nagar has been lodged against petitioner

no.1.

Learned counsel for the complainant has opposed the contentions raised by counsel for the petitioner.

In view of the above, the order dated 3.11.2021 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C and the petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

21.2.2022

lucky

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No