

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-51410-2021

Date of decision : 16.08.2022

Daljit Singh and another

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Ravi Pratap Singh, Advocate
for the petitioners.

Mr.Munish Sharma, AAG, Haryana.

Mr.L.M.Gulati, Advocate
for the complainant.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in FIR no.373 dated 11.09.2021 registered under Sections 148, 149, 323, 324, 506 IPC at Police Station Naraingarh, District Ambala, Haryana.

On 10.12.2021, a coordinate Bench of this Court was pleased to pass the following order:-

“Counsel for the petitioners herein would contend false implication in the instant FIR on the ground that family of the petitioners herein had been attacked and an FIR in this regard was registered and the present FIR is nothing but a counter-blast to the same. It is further contended that petitioner No.1 herein i.e. Daljit Singh, son of the injured Lachhman Singh has already passed his MBA and now is preparing for the UPSC examination whereas petitioner No.2 Kuljeet @ Kuljeender Singh is in the Army. Taking advantage of this fact, they have been falsely implicated.

Learned counsel appearing on behalf of the respondent-

State, on instructions from ASI Dev Chand, would submit that FIR as registered by family members of petitioners herein is under investigation.

Adjourned to 30.05.2022.

Meanwhile, petitioners are directed to join the investigation within a period of one week and on their doing so, petitioners be released on interim bail subject to their furnishing personal/surety bonds 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.

December 10, 2021 *(JAISHREE THAKUR)*
JUDGE”

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

Learned State counsel, on instructions from SI Dev Chand, has submitted that the petitioners have joined investigation and are not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 10.12.2021, and also the fact that the petitioners have joined the investigation and are not required for further investigation, the present petition is allowed and the interim order dated 10.12.2021 is made absolute.

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 petition.

(VIKAS BAHL)
JUDGE

August 16, 2022
Davinder Kumar