

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 204

CRM-M-46729-2019

Date of decision : 21.01.2022

Inderjit Singh and others

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.H.S.Rajput, Advocate, for the petitioners.

Ms.Rashmi Attri, AAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

The matter has been taken up through video conferencing.

Through the present petition filed under Section 438 Cr.P.C. the petitioners seek anticipatory bail in FIR No.273 dated 12.10.2019 registered under Sections 295-A and 427 of the IPC at Police Station Dera Bassi, District SAS Nagar.

On 31.10.2019 this Court had passed the following order: -

“Prayer in this petition is for grant of anticipatory bail to the petitioners in case FIR No. 0273 dated 12.10.2019 registered under Sections 295-A and 427 of the Indian Penal Code, 1860 (for short, “IPC”) at Police Station Dera Bassi, District SAS Nagar on statement of respondent No. 2-Jaspal Singh.

Learned Counsel for the petitioners has argued that the petitioners were not present at the place of occurrence and were celebrating marriage function at the time when alleged occurrence is stated to have been taken place. Petitioner No. 3-Jatinder Singh is alleged to have put the Nishan Sahib of the Temple on his shoulder and run away with the same but petitioner No.3-Jatinder Singh could not put such a heavy Nishan Sahib on his shoulder and run away with the same. Ajaib Singh son of Mohinder Singh filed Civil Suit No. CS-925- 2019 against respondent No. 2 and other persons with respect to the land, where the alleged occurrence took place, leased out by the Municipal Council, Dera Bassi to him and the Civil Judge (Junior Division) Dera Bassi has vide order dated 17.07.2019 ordered the parties to maintain status quo regarding the suit property. False case has been got registered to pressurize them.

Notice of motion for 14.11.2019.

On asking of this court, Sh. Sandeep Singh Deol, D.A.G., Punjab accepts notice. Let a copy of the petition be supplied to him and he shall complete his instructions by the date fixed.

Notice to respondent No. 2 be issued for the date fixed and be also given dasti.

In the meanwhile, the petitioners are directed to join the investigation as and when called upon to do so. In the event of their arrest, the petitioners shall be released on interim bail by the arresting officer/investigating officer on their furnishing of bail bonds to his satisfaction.

The petitioners shall comply with the conditions enumerated under Section 438 (2) of the Cr.P.C. failing which they shall forfeit the benefit of interim bail allowed to them.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioners have joined the investigation which is now complete.

In the light of the submissions made on behalf of the petitioners as noted in the afore quoted order of this Court as also the submissions raised on behalf of the State that the petitioners have joined investigation which is now complete, this Court is of the opinion that the interim protection granted to the petitioners through the order of this Court dated 31.10.2019 be made absolute and it is so ordered.

21.01.2022
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[DEEPAK SIBAL]
JUDGE

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