

(216)

2023:PHHC:108315

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-5028 of 2023

Date of Decision: August 21, 2023

Manjinder Singh @ Gori and another ...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gaurav Sharma, Advocate for
Ms. Jigyasa Tanwar, Advocate for
the petitioners.

Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA, J.(Oral)

On 01.02.2023, the following order was passed by this

Court:-

“By way of this petition under Section 438 Cr.P.C., petitioners are praying for grant of anticipatory bail in case FIR No.271, dated 07.11.2022, registered at Police Station Sidhwan Bet, District Ludhiana, under Sections 323, 324, 506, 148 and 149 IPC (Section 326 IPC added later on).

It is contended that alleged occurrence took place on 24.10.2022, whereas the FIR has been lodged on 07.11.2022 i.e. after a delay of 14 days. The grievous injury is attributed to Jaswant Singh and Surjit Singh. The only attribution to the petitioners is that they had pelted stones and given kick blows to the injured. Counsel for the petitioners also drawn attention towards the copy of the MLR (Annexure P-4) revealing that one of the petitioners was also caused injuries in the same incident.

Notice of motion.

Mr. R.S. Khaira, DAG, Punjab accepts notice on behalf of the respondent-State.

Adjourned to 17.03.2023.

In the meantime, petitioners are directed to join investigation and co-operate in the same. They will not leave the country without

prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioners, they shall be released on interim bail on their furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. They shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

On the next date of hearing i.e. 28.04.2023, it was informed by learned State Counsel that petitioners have already joined the investigation. However, grant of bail was opposed by counsel for the complainant.

Today there is no representation on behalf of the complainant.

In view of the above, order dated 01.02.2023 whereby interim anticipatory bail was granted to the petitioners in the FIR in question, is hereby made absolute. However, the petitioners shall continue to join the investigation as and when required by the Investigating Officer and make compliance of the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of.

August 21, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No