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**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**CRM-M-16330-2023 (O&M)  
Date of decision : 11.07.2023**

Narinder Singh and another

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: None for the petitioners.

ASI Sohan Singh.

**MAHABIR SINGH SINDHU, J.**

Petition under Section 438 of the Code of Criminal Procedure has been filed for grant of pre-arrest bail to the petitioners in FIR No.27 dated 13.03.2023, under Sections 323, 452, 34 (Section 326 added subsequently) of the Indian Penal Code, 1860 (for short, '*the IPC*') registered at Police Station Chamkaur Sahib, District Rupnagar.

2. Allegations against the petitioners are that on 10.03.2023, they along with other co-accused trespassed into the house of complainant Sunita Rani; and inflicted injuries with *daat*, stick & rod on Amritpal Singh, Kamalpreet Kaur and Manjit Kaur.

3. This Court, on 31.03.2023 granted interim bail to petitioners and relevant part of the same is recapitulated as under:-

*“The prayer in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioners in case bearing FIR No.27, dated 13.03.2023, under Sections 323, 452, 34 IPC (Section 326 IPC added later on),*

*registered at Police Station Chamkaur Sahib, District Rupnagar.*

*Learned counsel for the petitioners submits that no specific injuries are attributed to the petitioners. The provisions of Section 326 IPC are not attracted at all. If there was any injury on right nasal bone, then it is not supposed to be caused with any sharp edged weapon since there was abrasion only. She further submits that the co-accused Inderpal Singh has already been granted interim bail by this Court vide order dated 28.03.2023 in CRM-M-15826-2023.*

*Notice of motion.*

*On asking of the Court, Mr. Gurlal Singh Dhillon, AAG, Punjab, accepts notice on behalf of respondent-State. He submits that the injuries are collectively caused and no specific injury has been attributed to the petitioners. He further seeks time to file the status report.*

*List on 11.07.2023.*

*In the meantime, petitioners are directed to appear before the SHO/Investigating Officer as and when called to join investigation and in the event of their arrest, they shall be released on interim bail on their furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438(2) Cr.P.C.:-*

- (i) that the petitioners shall make herself available for interrogation before the investigating officer as and when required;*
- (ii) that the petitioners shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him/her from disclosing such facts to the Court or to any police officer;*
- (iii) that the petitioners shall not leave the country without prior permission of the Court concerned.*

*Status report be filed well in time with advance copy to counsel opposite.*  
*To be heard along with CRM-M-15826-2023.”*

4. The police official present in Court states that in pursuance of the aforesaid order, petitioners have joined the investigation and their custodial interrogation is not required at this stage.
5. In view of above, interim order dated 31.03.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.
6. It is also made clear that petitioners shall fully co-operate with the Investigating Officer as and when called for further investigation.
7. The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.
8. Disposed off accordingly.

11.07.2023

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(MAHABIR SINGH SINDHU)

JUDGE

Whether speaking / reasoned :

Whether Reportable :

Yes

Yes

No

No