

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.28451 of 2023
Date of decision: 14^h November, 2023

Surinder Singh & another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Harjinder Singh, Advocate for the petitioner.
Mr. Mohit Kapoor, Addl. Advocate General, Punjab
for the respondent/State.
Ms. Amarjot Kaur, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.0071 dated 17.04.2023 under Sections 307, 506, 34 IPC read with Section 25, 27 of the Arms Act registered at Police Station Ajnala, District Amritsar (Rural).

2. On the last date of hearing, i.e. 31.07.2023, while noticing the following submissions made by learned State counsel, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation.

“Learned State counsel on instructions from ASI Prabhjit Singh, has not disputed the submissions made by the counsel opposite that the petitioners, who are father and paternal uncle of the complainant, had only been attributed

a lalkara and no injury, much less inviting the mischief of Section 307 IPC had been attributed to them in the occurrence in question.”

3. Learned counsel for the petitioners submits that in compliance of the order dated 31.07.2023, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Prabhjit Singh, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 31.07.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioners misuses the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

(MANJARI NEHRU KAUL)
JUDGE

November 14, 2023

rps

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