

218 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:091646
CRM-M-30465-2023
Date of Decision: July 20, 2023

Raj Rani and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ram Kumar Saini, Advocate for the petitioners.
Mr. Randhir Singh, Addl. A.G., Haryana.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is to grant anticipatory bail in case FIR No.291, dated 12.05.2023, registered at Police Station Ambala City, District Ambala, under Sections 148, 149, 323 and 506 of IPC (Section 325 IPC added later on).

It is contended by learned counsel for the petitioners that except offence under Section 506 IPC, all the offences are bailable in nature.

Learned counsel for the petitioners further contends that both the parties sustained injuries, but the police did not register the FIR against complainant party. In this regard, learned counsel has drawn attention towards the copy of MLRs pertaining to petitioner No.1 Raj Rani and co-accused Gursewak Singh (Annexures P-8 and P-9).

The status report filed by way of affidavit of Shri Deepak Kumar Jewaria, Assistant Superintendent of Police, Ambala on behalf of respondent-State, would reveal that initially police did not find any offence to have taken place, despite receipt of MLR, showing 7 injuries to the complainant, but police took preventive action against both the parties under Sections 107/150 and 107/151 Cr.P.C. on 09.05.2023.

However, later on, after verifying the facts, present FIR was registered on

Having regard to the aforesaid facts and circumstances, petitioners are allowed anticipatory bail. It is directed that in the event of arrest of the petitioners, they shall be admitted to anticipatory bail to the satisfaction of Investigation Officer. However, this shall be subject to their joining of the investigation, if and so required by the Investigating Officer and shall cooperate in the same. They shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Disposed of.

July 20, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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