

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

212-2

CRM-M-32032-2023

Date of decision: 12.10.2023

Rajpal Singh and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Pankaj Garg, Advocate
for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.219 dated 04.12.2022 for the offences under Sections 307, 341, 323, 148, 149 IPC and Sections 25, 27 of the Arms Act, 1959 registered at Police Station Bhikhi, District Mansa.

2. On 07.07.2023, while noticing the following submissions made by the learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation:-

“Learned counsel for the petitioners while drawing the attention of this Court to the allegations levelled in the FIR which has been annexed as Annexure P-1, inter alia submits that the petitioners were not named in the FIR in question and came to be nominated as an accused in the supplementary statement of the complainant after a gap of 04 months. He submits that even otherwise other than the presence of the petitioners having been shown in the car along with the other co-accused no role much less any injury has been attributed to them. It has been submitted that similarly situated co-accused Ranjeet Singh @ Honey

has also been extended the concession of interim bail by this Court vide order dated 06.07.2023. He further submits that the petitioner is ready to join investigation and cooperate with the investigating agency.”

3. Learned counsel for the petitioners submits that in compliance of order dated 07.07.2023, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Nachatar 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 view of the above, the petition is allowed and interim order dated 07.07.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

12.10.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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