

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M No.56141 of 2023 (O&M)
DATE OF DECISION: 07th NOVEMBER, 2023

Raman @ Amanpreet Kaur and others

.... Petitioners

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Inder Pal Singh, Advocate for the petitioners.

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RAJBIR SEHRAWAT, J. (Oral)

1. The present petition has been filed by the petitioners under Section 438 Cr.P.C. for grant of anticipatory bail in case GD No.31 dated 25.01.2023 registered under Sections 452, 324, 323, 427, 506, 148 and 149 of IPC (Section 326 IPC added later on) at Police Station Khilchian.

2. It is submitted by learned counsel for the petitioners that the case against the petitioners is totally concocted. The petitioners are not involved in the crime as alleged against them. Even as per the story of the prosecution, no injury is attributed to petitioner Nos.1 to 3. Even, the injury attributed to petitioner No.4 is simple in nature. Not only that, the present GD has been registered by the police as a counter-blast of the FIR lodged by the side of the petitioners. As per the said FIR, even petitioner No.4 had suffered multiple grievous injuries. The petitioners are ready to join the investigation as and when called by the Investigating Officer. Therefore, the petitioners deserve to be protected against their arrest.

3. Notice of motion.
4. Mr. Sandeep, Additional Advocate General, Punjab, accepts notice on behalf of the State.
5. Learned State Counsel, being instructed by ASI Rajwant Singh, has submitted that the petitioners are directly involved in the crime. There are specific allegations against all of them. However, it is not disputed by learned State counsel that the present case is a version and cross version. It is also not disputed that petitioner Nos.1 to 3 have not been attributed any injury, as such, and that the injury attributed against petitioner No.4 is simple in nature. Still further, it is not disputed that in the incident, petitioner No.4 himself had suffered multiple grievous injuries at the hand of the opposite side.
6. In view of the above, but without commenting upon merits of the case, the present petition is allowed. The petitioners are granted concession of anticipatory bail. Therefore, it is directed that in case of their arrest, the petitioners shall be released on bail subject to their furnishing bail bonds/surety bonds to the satisfaction of Arresting/Investigating Officer. However, it is further directed that the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

07th NOVEMBER, 2023
‘sandeep’

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>