

2023:PHHC:159769

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

209

CRM-M-56334-2023

Date of decision : 13.12.2023

HARPINDER SINGH@HARBHINDER SINGH AND ANR
....PETITIONERS

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Amit Arora, Advocate
for the petitioners.

KULDEEP TIWARI.J. (ORAL)

1. On the last date of hearing, i.e. 08.11.2023, the following order was
passed:-

“The present petition has been filed for grant of anticipatory bail to the petitioner in case FIR No.151 dated 18.10.2023 registered under Sections 326, 325, 324, 323 and 34 IPC at Police Station City Patti, District Tarn Taran.

It is submitted by learned counsel for the petitioners that although the injuries attributed to the petitioners are with sharp edged weapon, but are simple in nature.

Notice of motion.

Mr. Sandeep, Addl. Advocate General, Punjab, accepts notice on behalf of respondent/State and Mr. Rahi Mehra, Advocate, puts in appearance on behalf of the complainant.

Adjourned to 13.12.2023.

Meanwhile, in the event of arrest, the petitioners be released on interim bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer.

However, 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.

However, it is clarified that if the petitioners do not cooperate with the Investigating Officer qua the recovery of alleged weapon, then the Court would be constrained to reconsider the issue of protection granted to the petitioners vide today's order.”

2. Today, the learned State counsel on instructions submits that the petitioners have already joined the investigation and got recovered the weapon of offence also and he is not required for custodial investigation.

3. Mr. Rahi Mehra, Advocate, has caused appearance on behalf of the complainant and opposed for grant of bail to the petitioners by submitting that the complainant has suffered grievous injury.

4. Be that as it may, considering the facts that the petitioners are fully co-operating with the investigation process and petitioners not required for custodial investigation.

3. In view of the specific stand taken by the learned State counsel, the present petition is allowed and order dated 06.11.2023 is, hereby, made absolute.

(KULDEEP TIWARI)
JUDGE

13.12.2023
monika

Whether speaking/reasoned. :	Yes/No
Whether Reportable. :	Yes/No