



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.15965 of 2024
Date of decision: 9th July, 2024

Rajbir & another

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Jai Bhagwan Sharma, Advocate for the petitioners.

Ms. Deepshikha Chauhan, Astt. AG, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.113 dated 17.03.2024 under Sections 323, 324, 506 and 34 of the Indian Penal Code, 1860, registered at Police Station Kheripul, District Faridabad.

2. On the last date of hearing, i.e. 02.04.2024, while noticing the following submissions made by 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, inter alia, contends that in the crime in question, in fact the petitioners had received injuries at the hands of the complainant in which regard they were medico legally examined soon after the occurrence in question. It has further been submitted that the FIR in question came to be lodged after five days of the occurrence in question,



which lends credence to a fabricated case having been planted upon the petitioners. It has also been submitted that even otherwise, the only injuries attributed to the petitioners are simple in nature.”

3. Learned counsel for the petitioners submits that in compliance of the order dated 02.04.2024, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. She, 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 02.04.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioners misuse 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

July 9, 2024
rps

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