

ITEM NO.8

COURT NO.3

SECTION IIB

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 8526/2016
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 30/08/2016
IN BA NO. 15086/2016 PASSED BY THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH)

HARI SINGH AND ANOTHER

PETITIONER(S)

VERSUS

STATE OF HARYANA

RESPONDENT(S)

(WITH APPLN. (S) FOR PERMISSION TO PLACE ADDL. DOCUMENTS ON RECORD
AND INTERIM RELIEF AND OFFICE REPORT)

WITH

SLP(CRL) NO. 9464/2016

(WITH INTERIM RELIEF AND OFFICE REPORT)

Date : 12/04/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI

HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s)

SLP(CRL) 8526/16

Mr. Anis Ahmed Khan, Adv.

SLP(CRL) 9464/16

Mr. Fuzail Ahmad Ayyubi, Adv.

For Respondent(s)

Mr. Ajay Kumar Singh, Adv.

Mr. Devender Kumar Saini, AAG

Mr. Vishwa Pal Singh, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Permission to file additional documents is granted.

Leave granted.

The appeals are disposed of in terms of the signed
order.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. (S) 708 OF 2017
[Arising out of Special Leave petition
(Criminal) No.8526/2016]

HARI SINGH AND ANR. . . . APPELLANT(S)

VERSUS

STATE OF HARYANA RESPONDENT(S)

WITH

CRIMINAL APPEAL NO. (S) 709 OF 2017
[Arising out of Special Leave petition
(Criminal) No.9464/2016]
[PREMVIR AND ANR. VS. STATE OF HARYANA]

ORDER

1. Leave granted.
2. Interim protection against the arrest of the accused appellants was ordered by this Court on 15th November, 2016 and 16th December, 2016 respectively. We have considered the facts of the case. Learned counsel for the State, in all fairness, has submitted that the accused appellants have joined the investigation.

3. Taking into account the totality of the facts of the case we are inclined to consider the claim of the appellants for pre-arrest bail. Therefore, we direct that in the event of arrest of the appellants in connection with FIR No.49 of 2016 dated 23rd March, 2016 registered at Police Station Rozka Meo, District Mewat, Haryana, they shall be released on bail to the satisfaction of the Arresting Authority. The accused appellants shall cooperate with the investigation at all further stages as may be required and in the event there is any failure on the part of the appellants to so cooperate, it will be open for the prosecution to seek cancellation of the anticipatory bail granted by the present order. We also make it clear that it will be open to the Arresting Authority to impose such condition(s) as may be considered fit and appropriate.

4. Consequently, the orders of the High Court are set aside and the present appeals are disposed of in the above terms.

.....,J.
(RANJAN GOGOI)

.....,J.
(NAVIN SINHA)

NEW DELHI
APRIL 12, 2017