

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

CRM-M-1260 of 2015

Date of Decision: March 13, 2015

Bhupinder Singh

....Petitioner

VS

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. H.S. Jugait, Advocate,
for the petitioner.

Mr. Nikhil K. Chopra, DAG. Punjab

TEJINDER SINGH DHINDSA, J. (Oral)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking the concession of anticipatory bail to the petitioner in FIR No.180 dated 07.11.2014, registered under Sections 323, 341, 506 read with 148, 149 and 308 IPC, registered at Police Station Chamkaur Sahib, District Rupnagar.

On 14.01.2015, while issuing notice of motion the following order was passed by this Court:

“Learned counsel submits that the petitioner was shown to raise lalkara and gave a rod blow to complainant, which landed on his left arm. The

petitioner was armed with rod (pipe) and the injury attributed to the petitioner is simple in nature and no offence under Section 308 IPC (added later on) is made out against the petitioner.

Notice of motion be issued to the respondents, returnable for 13.03.2015.

Meanwhile, petitioner is directed to join the investigation as and when called by the Investigation Officer. In the event of his/their arrest, he/they shall be released on bail by the Investigating Officer on his/their furnishing bail bonds/sureties to his satisfaction, subject to the conditions mentioned below, as envisaged in Section 438(2) Cr.P.C.

- i. a condition that the person shall make himself/themselves available for interrogation by Police Officer as and when required;*
- ii. a condition that the person shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer.*
- iii. a condition that person shall not leave india without the previous permission of the Court*
- iv. such other condition as may be imposed under sub section (3) of Section 437, as if the bail were granted under that Section”.*

Learned State counsel, upon instructions from Head

Constable Mohan Singh, would apprise the Court that the petitioner has since joined investigation and even the challan has since been presented on 03.03.2015. As such, custodial interrogation of the petitioner would not be warranted.

Accordingly, the petition is allowed. Order dated 14.01.2015 passed by this Court is made absolute.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

13.03.2015
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