

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

CRM-M No.33084 of 2015 (O&M)

Date of Decision: 21.10.2015

Avtar Singh @ Jagdev Singh @ Rana

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Rajiv Joshi, Advocate for the petitioner.

Mr. K.S.Sidhu, Deputy Advocate General, Punjab
for the respondent along with H.C. Harjit Singh.

JASWANT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.62 dated 13.05.2012, under Sections 323, 341, 506, 148 and 149 of the Indian Penal Code, registered with Police Station Goraya, District Jalandhar **(Annexure P-1)**.

Petitioner/accused and complainant-Baljit Singh are real brothers.

It is contended that due to a civil dispute between the brothers, the petitioner/accused has been falsely implicated in a fight between complainant and one Sarwan Singh. Even otherwise, the role attributed is that petitioner inflicted a *fist* blow on the face of the complainant resulting in his tooth coming out. It is next contended that the petitioner is a U.S. National and was abroad at the time he was declared a P.O. on 28.4.2014 and since now he has come back to India, he wishes to join trial, which is at the initial stage of recording of evidence of the prosecution.

Learned Counsel for the petitioner/accused submits that in compliance of previous order dated 28.09.2015, passed by this Court, petitioner has surrendered before the learned trial Court and granted interim bail.

Learned State Counsel, on instructions from HC Harjit Singh, does not refute the aforesaid submission.

In view of the above, interim order dated 28.09.2015 is confirmed.

Disposed of.

October 21, 2015

Gagan

(JASWANT SINGH)
JUDGE