

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-9235 of 2015 (O&M)

Date of Decision: 21.05.2015.

Mangat Ram

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. S.P.S. Sidhu, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for grant of anticipatory bail to the petitioner in case F.I.R. No. 264 dated 24.11.2014 under sections 308, 325, 324, 323, 148, 149 I.P.C registered at Police Station, Guruharsahai, District Ferozepur.

On 23.3.2015, while issuing notice of motion, the following order was passed by this Court:-

“Counsel would inter alia contend that the only role attributed to the present petitioner is of having allegedly given an iron rod blow on the right wrist of Babbu and which injury has been opined to be simple in nature.

Notice of motion, returnable for 21.5.2015.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Gurjant Singh would apprise the Court that the petitioner has since joined investigation. It has also gone uncontroverted that the injury that has been attributed to the present petitioner on injured Baboo, has been opined to be simple in nature.

Under such circumstances, custodial interrogation of the petitioner would not be warranted. Accordingly, the present petition is allowed. Order dated 23.3.2015, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

21.05.2015
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