

CRM-M No. 28164 of 2016

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IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRM-M No. 28164 of 2016

Date of decision : August 24, 2016

Sukhdev Singh @ Shibu Foji

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present:- Mr. B. S. Jaswal, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Additional
Advocate General, Punjab.

AJAY TEWARI, J (oral).

This petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No. 42 dated 20.7.2015 under Sections 324/323/506/148/149, 326 IPC at Police Station Mattewal, District Amritsar.

Learned counsel for the petitioner has argued that it was a case of fight. Two persons from the petitioner's side have also received injuries to which Section 326 IPC has been attracted and since petitioner is seeking anticipatory bail, they would not oppose the anticipatory bail to the other side also.

Ms. Amarjit Kaur Khurana, learned Additional Advocate General, Punjab on instructions from ASI Paramjit Singh has accepted the factum of injuries suffered by the petitioner and his co-accused but states that the agreement between the parties cannot be a ground to grant anticipatory bail.

Be that as it may, in the circumstances, keeping in view the above facts, without commenting on the merits of the case, let the petitioner surrender before the Investigating officer on 6.9.2016 and the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/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.

Ordered accordingly.

Petition stands allowed.

(AJAY TEWARI)
JUDGE

August 24 , 2016
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Whether speaking/reasoned	Yes
Whether Reportable	No