

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

CRM-M-35226-2016 (O&M)

Date of decision : 16.11.2016

Hardeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Mr. Nikhil Bhatia, Advocate,  
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,  
assisted by ASI Shamsheer Singh.

**JITENDRA CHAUHAN, J. (Oral)**

The petitioner seeks pre-arrest bail under Section 438 of the Code of Criminal Procedure, in FIR No.0063 dated 02.09.2016, registered under Sections 307, 379-B, 323, 506 and 148 read with Section 149 of the Indian Penal Code, at P.S. Bariwala, Distt. Shi Muktsar Sahib.

It is contended that there is an inordinate and unexplained delay of more than 17 hours in registration of the instant FIR. The injuries on the person of the complainant are simple in nature, therefore, no offence under Section 307 IPC is made out. The petitioner has joined the investigation in pursuance of the orders passed by this Court.

On the other hand, learned State counsel, on instructions, states that though the petitioner has joined the investigation, but he is not cooperating inasmuch as the recovery of Rs.3,500/- is yet to be effected.

Heard.

The injuries on the person of the complainant have been found

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authenticity of this document  
Chandigarh

to be simple in nature. The petitioner has repeatedly joined the investigation.

In view of the above and without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 03.10.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

**16.11.2016**  
*atulsethi*

**(JITENDRA CHAUHAN)**  
**JUDGE**

|                               |     |    |
|-------------------------------|-----|----|
| Whether speaking / reasoned : | Yes | No |
| Whether Reportable :          | Yes | No |