

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

CRM-M-36834-2016 (O&M)

Date of decision : 06.12.2016

Wiliam

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Naresh Kaushik, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by HC Jarnail Singh.

Mr. Himanshu Puri, Advocate,
for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in FIR No.123 dated 20.09.2016, registered under Sections 323, 326 and 295 read with Section 34 of the Indian Penal Code, at Police Station Sadar Kapurthala.

Heard.

On 17.10.2016, the following order was passed:-

“Contends that the occurrence took place on 14.09.2016. The complainant discharged from hospital on 17.09.2016, whereas the present FIR was registered on 20.09.2016, after an unexplained delay of 07 days. The present FIR is a counter blast to the complaints dated 11.07.2013, 09.09.2015, 19.05.2015 and 19.09.2016 moved by the petitioner against the wife of the complainant, namely, Paramjit Kaur, who is a sarpanch of the village for misappropriation of the panchayat funds. The solitary injury attributed to the petitioner is on non vital part.

ATUL SETHI
2016.12.06 16:46
I attest to the accuracy and
authenticity of this document
Chandigarh

Notice of motion for 06.12.2016.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:

1.That he shall make himself available for interrogation by a police officer as and when required;

2.That he 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 and;

3.That he shall not leave India without prior permission of the Court.

Learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 17.10.2016, 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.

06.12.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No