

CRM-M-40114-2016

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

CRM-M-40114-2016

Date of Decision:18.11.2016

Harpreet Singh

... Petitioner

Versus

State of U.T. Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. R.S.Bassi, Advocate,
for the petitioner.

Mr. G.S.Chahal, A.P.P. U.T. Chandigarh.

INDERJIT SINGH, J.

Learned counsel for the petitioner states that due to clerical/typing mistake, State of Punjab has been impleaded as respondent instead of State of U.T. Chandigarh and he prays that State of U.T. Chandigarh may be impleaded as respondent.

In view of oral request made by learned counsel for the petitioner, it is directed that State of U.T. Chandigarh be impleaded as respondent instead of State of Punjab. Necessary correction in the petition be made.

Petitioner, Harpreet Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.110 dated 28.07.2016, registered at Police Station North, Sector-3, Chandigarh, under Sections 147, 149, 323, 325 and 341 IPC and Section 308 IPC (added later

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Notice of motion has been issued in this case. Learned A.P.P for U. T. Chandigarh put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned A.P.P for U.T. Chandigarh and have gone through the record.

From the record, I find that the present petitioner has not been named in the FIR. He is stated to be armed with *danda* and only simple injury has been attributed to him. The present petitioner is stated to be a student.

Keeping in view the facts and circumstances of the present case, I find that nothing is to be recovered from the present petitioner; his custodial interrogation is not required and no useful purpose will be served by sending the petitioner to custody.

Without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case; I find merit in the present petition and the same is allowed. It is ordered that in the event of arrest, the petitioner be released on anticipatory bail subject to his furnishing personal bonds and surety to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

18.11.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note: Whether speaking/reasoned
Whether reportable

: Yes
: No