

CRM-M-15094-2017

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

CRM-M-15094-2017

Date of Decision:08.05.2017

Ajay Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. P.S.Sekhon, Advocate for
the petitioner.

Mr. V.P.S.Sidhu, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Ajay Kumar has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.66 dated 06.03.2017, registered at Police Station City Sangrur, District Sangrur, under Sections 323, 324, 341, 148 and 149 IPC and Section 326 IPC, which has been added later on.

Notice of motion was issued in this case. Learned State counsel has 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 State counsel and have gone through the record.

From the record, I find that the present petitioner is named in the FIR and grievous injury on the cheek of complainant with *gandasi* has been attributed to him.

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I have gone through the impugned order dated 21.04.2017 passed by learned Additional Sessions Judge, Sangrur whereby bail application of the petitioner was dismissed. Perusal of the same shows that the petitioner has already joined the investigation and recovery has been effected, which means that the petitioner is now not required for custodial interrogation. Moreover, Section 326 IPC has been added later on.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without expressing any opinion on the merits of the case and in view of the fact that co-accused have already been granted anticipatory bail, I find merit in this 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 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.

08.05.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No