

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

CRM-M-17613 of 2017

Date of Decision: 02 June, 2017

Gurmukh Singh

...Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Bikramjit Singh Jatana, Advocate
for the petitioner.

Mr. J.S. Brar, AAG, Punjab.

Mr. Rajiv Mittal, Advocate
for the complainant.

FATEH DEEP SINGH, J.

The allegations against the petitioner in this anticipatory bail application under Section 438 Cr.P.C are that on 07.11.2016 the petitioner armed with *shiri sahib* (a small sword kept by baptised Sikh) had assaulted the complainant Bal Krishan and out of the two injuries alleged to have been inflicted by him the one on the chest whereby 4th rib has been fractured and that latter offence under Section 307 IPC has been added.

It is *inter alia* argued that the petitioner has joined the investigations and nothing is to be recovered from him and that Section 307 IPC has been added subsequently.

The factual scenario has not been displaced by the learned State counsel assisted by learned counsel for the complainant but they have stoutly opposed the grant of bail to the petitioner.

Keeping in view that the petitioner has already joined

the investigations and that nothing is to be recovered from him and that it would be travesty of justice to send the petitioner behind the bars the present petition stands allowed. In the event of arrest of the petitioner, he be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that he will abide by the conditions as envisaged under Section 438(2) Cr.P.C.

June 02, 2017

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(FATEH DEEP SINGH)

JUDGE

Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No