

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-31415 of 2017
Date of decision:30.10.2017

Sunil Kumar @ Bobby

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Sanjeev Kumar Bawa, Advocate
for the petitioner.

Mr. Manreet Singh Nagra, AAG, Punjab.

AMIT RAWAL J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.20 dated 30.01.2016 under Sections 324, 506, 34 IPC, (offence under Section 307 IPC added later on) registered at Police Station Basti Jodhewal, District Ludhiana, Punjab.

Learned counsel for the petitioner submits that in pursuance to the order dated 25.08.2017 after noticing the contention, granting of ad-interim bail, the petitioner has joined the investigation.

On instructions from ASI- Bhagan Singh, learned State counsel has not controverted the aforesaid fact and further submits that the alleged weapon was recovered from the hospital.

Prima facie, as per the certificate dated 16.01.2008 (Annexure P-3), issued by the office of Civil Surgeon, Ludhiana, the petitioner is mentally disabled and has 50% permanent (physical impairment/visual impairment/speech and hearing/mentally impairment) in relation to his Hemi Paresis R+side.

Keeping in view the facts and circumstances of the present case and fact that the petitioner is not required for custodial interrogation and he has already joined investigation, no useful purpose will be served by sending him to custody. Therefore, the present petition is accepted. The order dated 25.08.2017 granting interim bail to the petitioner is made absolute.

Petition stands disposed of.

(AMIT RAWAL)
JUDGE

October 30, 2017
savita

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No