

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

**Criminal Misc. No. M-3338 of 2017
Date of Decision: 01.03.2017**

Bahadur

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Mr. Deep Singh, AAG, Punjab.

Mr. Ashok Giri, Advocate
for the complainant.

...

Inderjit Singh, J.

Petitioner-Bahadur has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.190 dated 20.11.2016, registered at Police Station Division No.5, Jalandhar, under Sections 307, 324, 323, 326, 148 and 149 of Indian Penal Code.

Notice of motion was issued in this case.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner; learned State counsel as well as learned counsel for the complainant and have gone through the record.

From the record, I find that FIR in the present case has been got registered by Gagandeep alias Gaggi. The present petitioner-Bahadur has been named in the FIR, has been stated to be armed with a base ball bat and

caused injury on the left shoulder of the complainant, which has been

declared as simple in nature.

Moreover, in pursuance of the interim order dated 02.02.2017, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose would be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; 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 this petition and the same is allowed. The order dated 02.02.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

March 01, 2017
jasmine

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No