

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

**CRM No.M-39961 of 2016 (O&M)
Date of Decision: 02.02.2017**

Jeon Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Gaurav Sharma, Advocate for the petitioner.

Mr. Varun Sharma, AAG, Punjab.

....

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.49, dated 10.10.2016, under Sections 324/323/506/341/148/149 IPC (Section 307 IPC added later on), registered at Police Station Sehna, District Barnala.

While issuing notice of motion on 09.11.2016, the following order was passed by this Court.

“Petitioner seeks the concession of pre-arrest bail in a case registered at the instance of Vijay Sood on the allegations that petitioner along with Sohan Singh and Lakha Singh had assaulted the complainant.

So far as petitioner is concerned, he is attributed a gandasi blow on the right arm of the complainant. The offence under Section 307 IPC appears to have also been added. Counsel for the petitioner has referred to the MLR in support of his contention that only simple injury has been attributed to the petitioner indicating that 5 x 8 cm. bruise was seen on the right arm on medical examination.

Notice to Advocate General, Punjab, for December 17, 2016.

Meanwhile, an interim direction is issued that the petitioner will join investigation on or before November 19, 2016 and in case of his doing so, he will be released on interim bail to the satisfaction of the arresting officer.”

Learned State counsel upon instructions from SI Diwan Chand would apprise the Court that the petitioner has since joined investigation.

The observations contained in the notice of motion order have not been rebutted. Rather learned State counsel submits that the opinion of the Board of Doctors has thereafter been sought and offence cited under Section 307 IPC stands deleted.

Under such circumstances, the petitioner is held entitled to the concession of anticipatory bail.

Prayer is allowed. Order dated 09.11.2016 passed by this Court is made absolute.

Disposed of.

02.02.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |