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

CRM-M-39322-2017 (O&M)

Date of decision:19.12.2017.

HARBAG SINGH @ BAGGA

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Guninder Singh Brar, Advocate,
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

Mr. Ramandeep Singh, Advocate,
for the complainant.

HARI PAL VERMA, J.(Oral)

CRM-41175-2017

Prayer in this application filed under Section 482 Cr.P.C. is to add Section 325 IPC in FIR No.203 dated 25.09.2017 under Sections 452, 323, 148, 149 of IPC, registered at Police Station Sadar Khanna, District Ludhiana.

Learned counsel for the applicant-petitioner states that during the course of investigation, the offence under Section 325 IPC has been added.

In view of above, application is allowed and Section 325 IPC is ordered to be incorporated in the FIR.

Registry is directed to make necessary incorporation in the headnote of the petition.

CRM-M-39322-2017

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.203 dated 25.09.2017 under Sections 452, 325, 323, 148, 149 of IPC, registered at Police Station Sadar Khanna, District Ludhiana.

Vakalatnama filed on behalf of complainant in court today, is taken on record.

Learned counsel for the petitioner has argued that in the fight which took place on 24.09.2017, even the petitioner was injured and, therefore, he was admitted in Rajindra Hospital, Patiala. The petitioner suffered nasal bone fracture which has been certified by Rajindra Hospital, Patiala. He further states that except Section 452 IPC, all offences are bailable.

Learned State counsel states that the accused including the petitioner have caused injury on the person of Kirpal Singh and as per the record of Government Medical College & Hospital, Chandigarh, Department of Radiodiagnosis, there is horizontal fracture of squamous part of left temporal bone on the person of Kirpal Singh.

I have heard learned counsel for the parties.

Considering the fact that pursuant to the order dated 13.10.2017 passed by this Court, petitioner has joined the investigation and it is only during the pendency of present petition, the offence under Section 325 IPC has been added, the order dated 13.10.2017 is made absolute.

Accordingly, present petition is allowed.

However, if required, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and

conditions, as laid down under Section 438(2) Cr.P.C.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

19.12.2017
sanjeev

Whether speaking/reasoned	Yes/No.
Whether Reportable:	Yes/No.