

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

**CRM No. M-45334 of 2016 (O&M)
Date of Decision: 09.03.2017**

Jassa Singh

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. Raj Kumar Arya, Advocate for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.114, dated 13.12.2015, under Sections 323/324/326/452/506/148/149 IPC (Section 307 IPC added subsequently), registered at Police Station Bhindi Saidan, District Amritsar.

This Court while issuing notice of motion passed the following order on 19.12.2016:

“Inter-alia, it has been contended by learned counsel for the petitioner that a simple blunt injury has been attributed to the petitioner which falls within the ambit of Section 323 IPC. An injury which falls within the purview of Section 307 has been attributed to non-applicant-Dara Singh who has allegedly been killed by the complainant-party after the registration of the instant case.

Notice of motion for 09.03.2017.

In the meanwhile, petitioner is directed to join the investigation within seven days from the date of certified copy of this order. In the event of arrest, petitioner shall be released on interim bail at the satisfaction of the Arresting

Officer/Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Jagbir Singh would apprise the Court that the petitioner has since joined investigation and he is not required for any custodial interrogation.

That apart, the observations made by this Court in the notice of motion order have gone un rebutted.

Petition is allowed. Order dated 19.12.2016 passed by this Court is made absolute.

Disposed of.

09.03.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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