

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

**Criminal Misc. No. M-11011-2018**

**Date of Decision: 20.07.2018**

**Malkit Singh**

**.. Petitioner**

**Vs.**

**State of Punjab**

**..Respondent**

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Mr. Jagmeet Singh Moudgill, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

**Inderjit Singh, J.**

Petitioner-Malkit Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case DDR No.106 dated 22.06.2017, registered at Police Station Sunam, District Sangrur, under Sections 325, 323, 427, 148 and 149 (offence under Section 326 IPC added later on) in FIR No.106 dated 19.06.2017, registered at Police Station City Sunam, District Sangrur, under Sections 447, 511, 506, 427, 323, 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 as well as learned State counsel and have gone through the record.

From the record, I find that it is a case of version and cross version and it is yet to be determined by the trial Court on the basis of evidence as to who is the aggressor party. As per the prosecution version, only *lalkara* has been attributed to the present petitioner.

In pursuance of the interim order dated 20.03.2018, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing has been recovered from him. 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 20.03.2018, 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.

20.07.2018  
*Jasmine Kaur*

**(INDERJIT SINGH)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
No