

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

**CRM-M-15095-2018
Date of decision: 17.09.2018**

Gurwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Ravi Malhotra, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 0008 dated 06.01.2018, registered under Sections 324, 323, 34 and 279 of the IPC (Section 326 IPC added later on) at Police Station Adampur, District Jalandhar (Rural).

The operative part of the order dated 12.04.2018, vide which the petitioner has been granted interim bail, is reproduced below:

“FIR has been registered on the complaint of Harvinder Singh on the allegations that on 03.01.2018, he was physically assaulted by the present petitioner-Gurwinder Singh as also three other co-accused. It is inter alia contended that the injury attracting offence under Section 326 IPC is specifically attributed to co-accused Varinder Singh (non-applicant) and who is alleged to have given a dattar blow on the left shoulder of the complainant. Insofar as, the present petitioner is concerned, the attribution is of having given kick blows on the back of the complainant.

Notice of motion, returnable for 30.05.2018. ”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 12.04.2018, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from HC Talwinder Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 12.04.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

September 17, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No