

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-17748-2018
Date of decision:24.08.2018

Akashdeep Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Rahul Bhargava, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab
assisted by HC Jagtar Singh.

Ms. Veenus Dhaka, Advocate for
the complainant.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks grant of anticipatory bail in respect of FIR No.142 dated 23.10.2017 under Sections 324, 506, 148, 149 of Indian Penal Code, 1860, Police Station Majitha, District Amritsar (Rural).

The allegations in nut-shell are that on the day of occurrence i.e. 20.10.2017 when Harwinder Singh was going from his house to Majitha, then he was followed by Jatinder Singh, who was armed with 'Sickle', Kashmir Singh, who was armed with 'Gadasi' and Akashdeep Singh (petitioner), who was armed with sword. Jatinder Singh is alleged to have given a blow with 'Sickle' on the head of complainant-Harwinder Singh; Kashmir Singh is alleged to have given a blow with 'Gandasi' on

the left arm of the complainant and Akashdeep Singh is alleged to have given a blow with sword on the left thumb of the complainant.

Notice of this petition was issued to the State.

Learned State counsel upon instructions from HC Jagtar Singh has informed that the petitioner has since joined the investigation and that the injury attributed to the present petitioner is simple in nature .

Having regard to the facts and circumstances of the case and the fact that the petitioner has already joined investigation, I do not find that it is a case of custodial interrogation. Accordingly the petition is accepted and the interim directions issued vide dated 30.04.2018 by this Court are hereby made absolute subject to the condition that the petitioner would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The petition is accepted in the above mentioned terms.

24.08.2018
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**