

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

Sr.No.268

**Criminal Misc.M-No.19223 of 2018
Date of Decision:24.08.2018**

Raj Singh

....petitioner

Versus

State of Punjab

.....respondent

CORAM: HON'BLE MR.JUSTICE ARVIND SINGH SANGWAN

Present: Mr.Damanjeet Bhoriwal, Advocate
for the petitioner

Mr.J.P.Ratra, DAG Punjab

Mr.K.B.Raheja, Advocate
for the complainant

ARVIND SINGH SANGWAN, J. :

Prayer in this petition is for grant of anticipatory bail in FIR No.120 dated 17.08.2017 under Sections 452, 324, 323, 148, 149 IPC (Sections 325 & 308 IPC were added later on), registered at Police Station Guruharsahai, District Ferozepur.

The operative part of the order dated 11.05.2018 vide which bail was granted to the petitioner, reads as under:-

“Learned counsel for the petitioner submits that as per allegations in the FIR, there was a sudden fight on account of tearing of gunny bags lying on the passage and even the petitioner has suffered injuries. It is further submitted that the petitioner is aged about 66 years and he is attributed injury No.1, which is caused by back side of kirpan and injury invoking Section 308 IPC is attributed to co-accused Jaswinder Singh and Balwinder and co-accused Balwinder Singh has already been arrested.

Learned State counsel, on instructions from ASI Vinod Kumar, submits that the petitioner be directed to join the investigation.

List again on 21.08.2018.

In the meantime, petitioner is directed to appear before the Investigating Officer on 21.05.2018 at 10.00 a.m. or any other date or time as fixed by him to join the investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions: -

- 1. He shall make himself available for interrogation by a police officer as and when required;*
- 2. He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. He shall not leave India without previous permission of the Court.”*

Learned counsel for the petitioner submits that the co-accused Binder Singh has already been arrested in the case.

Learned counsel for the State, on instructions from HC Mohinder Singh, does not dispute the aforesaid fact.

In view of the above, the petition is allowed and the bail granted to the petitioner vide order dated 11.05.2018 is made absolute.

(ARVIND SINGH SANGWAN)
JUDGE

24.08.2018
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Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No