

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

**CRM-M No.20499 of 2018
Date of Decision : 25.05.2018**

Hari Bahadur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM :HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Akshay Sandhir, Advocate
for the petitioner.

Mr. Kirat S. Sidhu, Deputy Advocate General, Punjab
for the respondent-State.

SUDIP AHLUWALIA, J. (ORAL)

The instant petition has been filed under Section 438 of the Code of Criminal Procedure seeking anticipatory bail on behalf of the petitioner in case FIR No.79 dated 18th March, 2017, registered under Section 379-B of the Indian Penal Code at Police Station Division A, District Police Commissionerate Amritsar.

2. Perused Case Diary.

3. The FIR was lodged on 18th March, 2017 which is exactly 07 days after the date of the alleged occurrence, although it has been mentioned therein that the complainant had remained admitted in the hospital till 16th March.

4. Also seen the complainant's MLR.
5. Undoubtedly, the complainant was not aware about the identities of the culprits who allegedly assaulted him or took away his money. By his own admission he came to know about their identities "later on". There is however, no tangible material in the Case Diary to indicate in what manner identity of the culprits was established and through which sources.
6. The occurrence had taken place more than 01 year and 02 months ago.
7. In the opinion of the Court custodial interrogation of the petitioner at this stage would not be very fruitful, he may therefore be released on bail to the satisfaction of the Investigating/Arresting Officer subject to the compliance of conditions envisaged under Section 438(2) of the Cr.P.C.
8. Disposed off.

May 25, 2018

Dpr

(SUDIP AHLUWALIA)

JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No