

CRM-M-33890-2018

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

CRM-M-33890-2018

Date of Decision: 13.08.2018

Daljinder Pal Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Munish Puri, Advocate,
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner-Daljinder Pal Singh has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.13 dated 14.03.2018, registered at Police Station Division No.1 Pathankot, District Pathankot, under Sections 307, 326, 323, 324, 148 and 149 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance 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 gone through the record.

From the record, I find that the present petitioner is not named in the FIR. His name has come after two days in the supplementary

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statement of the complainant. Neither he is stated to be armed with any weapon nor any injury is attributed to him. The only allegation against him in the supplementary statement is that he has thrown bottles on the car.

Keeping in view the above facts, I find that custodial interrogation of the petitioner is not required; nothing is to be recovered from him and, therefore, no useful purpose will be served by sending him 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 that it is a fit case where the petitioner is entitled to the benefit of anticipatory bail. Therefore, finding merit in the present petition, the same is allowed. It is ordered that in the event of arrest, the petitioner be released on bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

13.08.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No