

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

**Criminal Misc. No.M-39503 of 2018
Date of Decision: 09.10.2018**

Yadwinder Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Pritam Singh Saini, Advocate and
Ms. Mannat Anand, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab.

Mr. G.S. Sidhu, Advocate
for the complainant.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioners in case FIR No.72 dated 28.05.2018 under Sections 323, 324, 341, 506, 427, 148, 149 IPC and Section 326 IPC (added later on) registered at Police Station Samana, District Patiala.

Learned counsel for the petitioner states that pursuant to order dated 10.09.2018 of this Court, which was passed in the light of order dated 07.08.2018 passed in CRM-M-33797-2018 *Randhir Singh Vs. State of Punjab*, the petitioner has joined investigation. He further submits that it was a case of version and cross-version.

Learned State counsel, on instructions from ASI Sarabjit Singh, does not dispute the aforesaid fact. He further submits that recovery of rod has also been effected from the petitioner and thus, the custody of the petitioner is no more required.

However, learned counsel for the complainant submits that on account of injuries given by the petitioner, Gurdeep Singh has lost his eyesight and for this reason, offence under Section 326 IPC has been added, though at a later stage. He has also caused injury on the left eye of Jugraj Singh and caused incised wound on the right forearm.

I have heard learned counsel for the parties.

Considering the fact that the present is a case of version and cross-version and the petitioner has joined investigation and no recovery is required to be effected from the petitioner at this stage, the interim order dated 10.09.2018 is made absolute.

However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

October 09, 2018

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(HARI PAL VERMA)

JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No