

**224-3 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-9469-2019

Date of decision: April 02, 2019

Mewa Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Arshit Goel, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

Petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of anticipatory bail in case FIR No.11 dated 20.01.2019, registered under Sections 323 and 354 of the Indian Penal Code and Sections 325, 148, 149 IPC added later on), at Police Station Julkan, Patiala.

The allegation has been levelled in the FIR only against co-accused Pawan Kumar son of Ram Rattan by the prosecutrix to the effect that he caught hold her hand and beaten her up.

Neither name of petitioner-Mewa Singh nor co-accused Naib Singh is mentioned in the FIR.

Learned State counsel has stated that petitioner has joined the investigation; nothing is to be recovered from him and he is no more required for custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case. Ordered accordingly.

Resultantly, the interim order dated 01.03.2019, is made absolute subject to payment of Rs.15,000/- through bank draft in the name of complainant and subject to the conditions as envisaged under Section 438(2) Cr.P.C. The said amount be paid at the time of submitting bail bonds before the learned magistrate and the same shall be treated as interim compensation subject to the outcome of trial. It is made clear that this amount shall be without prejudice to the rights of the parties before the learned trial court.

Petition stands allowed.

April 02, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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