

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25199-2019

Date of Decision: 22.07.2019

Anmolpreet @ Anmolpreet Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Neeraj Jain, Advocate for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Anmolpreet @ Anmolpreet Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.60 dated 23.03.2019, registered at Police Station Kharar, District SAS Nagar, under Sections 379, 323, 324, 452, 427, 148 and 149 of the Indian Penal Code, 1860.

Notice of motion was issued.

Learned State counsel has appeared 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 have gone through the record.

From the record, I find that it is a case of version and cross version and it is yet to be determined by the trial Court on the basis of evidence as to who is the aggressor party.

As per the FIR, the only injury caused by Pawanpreet is with kirch. Neither the present petitioner is named in the FIR nor any specific

injury has been attributed to him, rather it is mentioned in the FIR that 6-7 unknown persons, who were armed with baseball, rods and sticks, etc. caused damage to the motorcycle, Aactiva, etc. No role has been attributed to him.

The present petitioner is not required for custodial interrogation. No useful purpose would 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 merit in this petition and 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.

22.07.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No