

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-26487 of 2019

Date of Decision: July 09, 2019

Jagdeep Singh

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE MANOJ BAJAJ

Present: Mr. L.S. Bhullar, Advocate
for the petitioner(s).

Mr. Ramdeep Partap Singh, DAG, Punjab
assisted by HC Harjinder Singh.

Mr. Daljit Singh, Advocate
for the complainant.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.116 dated 21.04.2019 under Sections 324, 323, 326, 34 IPC registered at Police Station Jandiala, District Amritsar. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner contends that the FIR in question was recorded on the statement of Jagmeet Singh, wherein it was alleged that petitioner-Jagdeep Singh and his father were accused of causing injuries to Jagmeet Singh on 06.04.2019. He further contends that the FIR was got recorded by the complainant after the period of 15 days from the date of alleged occurrence.

Learned counsel for the petitioner has produced the copy of the MLR dated 07.04.2019 to contend that the petitioner also suffered injuries in the said occurrence. According to him, a cross-version was set up, however, on the application submitted by him on 08.04.2019, no cognizance has been taken so far by the police.

The prayer is opposed by learned counsel appearing on behalf of the complainant. Though, he has not disputed the delay in lodging the FIR, however, an attempt has been made to justify the said delay on the ground that talks for compromise were going on. It is not disputed that other side also received injuries in the said occurrence.

Learned State counsel assisted by HC Harjinder Singh has however, submitted that no complaint dated 08.04.2019 was received in the Police Station.

Considering the above, it is ordered, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on bail subject to his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall join investigation as and when called for by the Investigating Officer. However, it is made clear that this order shall remain operative till the filing of the final report under Section 173 (2) Cr.P.C.

The petition is allowed.

July 09, 2019
sonia arora

[MANOJ BAJAJ]
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No