

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213-4

CRM-M-26696 of 2019

Date of Decision: October 03, 2019

Sukhjot Singh @ Jyoti

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE MANOJ BAJAJ

Present: Mr. Atul Goyal, Advocate, for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. G.S. Kaura, 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.99 dated 20.04.2019 under Sections 323, 341, 506, 148, 149 of IPC (Section 307 of IPC added later on) registered at Police Station Sadar Khanna, District Khanna. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 11.07.2019 whereby the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that though the kirpan blow was attributed to the petitioner upon victim Dalbir Singh but at the same time it is pointed out that petitioner also suffered injuries at the hands of the complainant of the FIR and others. Attention of the Court is

drawn to the DDR No.44 dated 22.4.2019 recorded on the statement of petitioner. Perusal of the MLR also reveals that in all three injuries were suffered by Sukhjot Singh @ Jyoti. According to him, the offence punishable under Section 307 IPC was added in the FIR later on.

Learned counsel appearing on behalf of complainant does not dispute the fact that the petitioner also suffered injuries in the occurrence.

Learned State counsel prays for time as no one has come to assist him.

Adjourned to 03.10.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel further submits that in the above order DDR number has been wrongly mentioned as DDR No. 44 instead of DDR No. 24, due to typographical mistake.

In view of the above, DDR number in the order dated 11.07.2019 shall henceforth, instead of '44', be read as '24'.

Learned counsel for the petitioner also contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Charanjit Singh does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Charanjit Singh further states that the petitioner is not

required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 11.07.2019 is made absolute.

October 03, 2019
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[MANOJ BAJAJ]
JUDGE

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No