

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

**CRM-M-28827-2019
Date of decision: 27.08.2019**

Gurwinder Singh @ Rinku Gill @ Gurinder Gill **...Petitioner**

Versus

State of Punjab **...Respondent**

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Vivek Salathia, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 269 dated 30.10.2016, registered under Sections 341, 325, 323, 324, 506, 148, 149 of the IPC (Section 326 IPC added later on) at Police Station Chheharta, Amritsar, District Amritsar.

The operative part of the order dated 15.07.2019, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner submits that as per the allegations levelled in the FIR, the petitioner has attributed a datar (sharp edged weapon) injury on the left foot of the complainant, whereas as per the version of the Board of Doctors, this injury could not have been caused by way of a datar as injury No.2 is fracture of tibia and fracture of fibula which could not be caused by the weapon as stated by the injured.

Counsel for the petitioner further submits that the petitioner is ready to join the investigation. Learned State counsel, on instructions from ASI Kanwaljit Singh, could not dispute the factual position as well as the report of the

Board of Doctors. Learned counsel has further stated that as per the allegations in the FIR and the statement recorded under Section 161 Cr.P.C., it is stated that the injury was caused with the help of a datar.

List again on 1.8.2019.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 15.07.2019, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from SI Kamaljit Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 15.07.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

27.08.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*