

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-43217-2019 (O & M)

Date of Decision: December 12, 2019

ARSHDEEP SINGH @ DEEPU

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. H. S. Randhawa, Advocate for
Mr. P.S. Ahluwalia, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 84 dated 10.08.2018, under Sections 323, 324, 427, 379, 148 and 149 of the Indian Penal Code, 1860 ('IPC' - for short) (offence under Sections 325 and 326 IPC added later on), registered at Police Station Fatehgarh Churian, District Gurdaspur.

Learned counsel for the petitioner contends that there is a delay of eight days in registering the FIR. He also contends that it is a case of version and cross-version and the injuries were received by both the sides. He also contends that although an injury on the head of injured Nirmal Singh has been attributed to the petitioner with reverse side of 'kirpan', but as per the MLR, it is only a swelling. He further contends that the family members of the petitioner also received grievous injuries and the matter has been compromised.

This Court, by the order dated 26.11.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Rajwinder Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 26.11.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

December 12, 2019

A.Kaundal

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