

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-5-2019

Date of Decision: 27.02.2019

Sukhdev Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Amit Arora, Advocate for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Sukhdev Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.159 dated 01.12.2018, registered at Police Station Jhabhal, District Tarn Taran, under Sections 326/323/148/149 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. The grievous injury attributed to the petitioner is on non-vital part of the body i.e. wrist of the left arm of the complainant. Furthermore, there is a delay of 4 months in registration of the FIR.

In pursuance of the interim order dated 02.01.2019, passed by this Court, the petitioner has already joined the investigation. He 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. The order dated 02.01.2019, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

27.02.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No