

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-61792-2018
Date of decision-04.02.2019

Kulwinder Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Anmol Partap Singh Mann, Advocate for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab assisted by
ASI Daljit Kumar.

MANOJ BAJAJ, J.

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.206 dated 17.08.2017 registered under Sections 307, 323, 324, 186 and 148 read with Section 149 of Indian Penal Code (Section 307 IPC deleted and Sections 326 and 201 IPC added lateron) registered at Police Station Adampur, District Jalandhar.

On 20.12.2018, this Court had passed the following order:-

“Learned counsel for the petitioner contends that the FIR was registered on the basis of statement of Manjit Singh @ Mona (injured), who has not attributed any injury to the petitioner. It was another injured, namely, Pritpal Singh who got his statement recorded under Section 161 Cr.P.C and attributed to the petitioner the simple injury. Besides, it is pointed out that the cross version is also recorded on the basis of statement of Bhupinder Singh @ Bhinda through General Diary No.52 dated 19.08.2017 under Sections 307, 326, 324, 323 and 148 read with Section 149 of Indian Penal Code.

Notice of motion for 04.02.2019.

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 for the petitioner contends that in pursuance of the order dated 20.12.2018, the petitioner has joined the investigation.

Learned State counsel on instructions from ASI Daljit Kumar submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, the interim bail granted by this Court vide order dated 20.12.2018, is made absolute.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

04.02.2019

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