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

CRM-M-47673 of 2018 (O&M)

Date of decision: September 13, 2019

Karamjeet Singh @ Kammu Bazigar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

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

Mr. V.G. Jauhar, Senior DAG Punjab.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioner, in FIR No.142 dated 19.07.2018, under Sections 458, 324, 506, 148, 149 of the Indian Penal Code, 1860, registered at Police Station City Sunam, District Sangrur.

As per prosecution case, petitioner armed with *kirpan* along with co-accused forcibly entered the house of the complainant and gave a *kirpan* blow, which hit on his ear.

On 29.10.2018, while issuing notice of motion, this Court has passed the following order:-

“It is submitted that this is a case of version and cross-version. The only allegation against the petitioner is that he hit the complainant with a sword on his ear, but the said injury is not grievous in nature.

Notice of motion for 10.01.2019.

In the meantime, the petitioner is directed to join investigation with the Investigating Officer on 12.11.2018 at 10.00 a.m. and cooperate therewith. In the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to his compliance of the conditions enshrined under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from police official present in Court to assist him, has stated that in terms of order dated 29.10.2018, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 29.10.2018 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

September 13, 2019
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No