

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

**CRM No.M-54911 of 2018 (O&M)
Date of Decision: February 21, 2019**

Kehar Singh

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.G.B.S.Gill, Advocate
for the petitioner.

Mr.Dhruv Dayal, Sr.DAG, Punjab
for the respondent-State.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.208 dated 30.10.2018 under Sections 458, 323, 34 IPC (Sections 109 and 120-B IPC added later on), registered at Police Station Canal Colony, Bathinda.

Notice of motion was issued. Learned State counsel appeared and contested the petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

The FIR in the present case has been registered under Sections 458, 323, 34, 109 and 120-B IPC. The present petitioner is not named in the FIR. Learned State counsel contended that Section 325 IPC has been added

in the FIR. He further contended that petitioner has been nominated in the supplementary statement and he is stated to be armed with iron rod and gave simple injury to the complainant.

The petitioner has already joined the investigation. Nothing is to be recovered from him. The petitioner is not required for custodial interrogation. No useful purpose will be served by sending and keeping the petitioner in custody till the disposal of the case.

Keeping in view the facts and circumstances of the case and without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find it a fit case, where the petitioner is entitled to benefit of anticipatory bail. Therefore, the present petition is accepted and the order dated 13.12.2018 granting interim bail to the petitioner, is made absolute.

February 21, 2019
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No