

CRM-M-12662-2020(O&M) 1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12662-2020(O&M)

Date of decision: 10.08.2020

Anil Kumar @ Bagha

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. A.P.Kaushal, Advocate for the petitioner

Mr. V.G.Johar, Sr. DAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

On 21.5.2020, the following order was passed by this

Court:-

“It is contended by counsel for the petitioner that name of the petitioner has unnecessarily been involved in this case. He has no concern with the alleged crime. Still further, it is submitted that the complainant himself had met the alleged criminal by visiting him in jail; where he was lodged. Even subsequently, the petitioner is not alleged to have caused any injury to the complainant. It is also submitted that the co-accused of the petitioner; who actually conducted the assault of the complainant, have already been granted interim

protection by this Court.

Notice of motion.

Ms. Monika Jalota, DAG, Punjab, accepts notice on behalf of the State. She seeks time to verify the facts.

Adjourned to 10.08.2020.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds/surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C. ”

Learned State counsel on instructions from SI Pradeep Singh has submitted that the petitioner has joined the investigation, cooperated and is not required for further custodial interrogation. However, the petitioner does have criminal antecedents.

Be that as it may. In view of the statement made by the learned counsel for the State, the order dated 21.5.2020 is hereby made absolute.

Petition stands allowed.

10.08.2020

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No