

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

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IN VIRTUAL COURT

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**CRM No. 10889 of 2020 in/and
CRM-M No. 12689 of 2020
Date of decision : 21.5.2020**

Jagdish Singh @ Gadish Singh @ Jajj **.....Petitioner**

Vs.

State of Punjab **.....Respondent**

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. H.S. Sirohi, Advocate, for the applicant/petitioner

Rajbir Sehrawat, J. (Oral)

CRM No. 10889 of 2020 :

This is an application seeking exemption from filing of the Court fees.

For the reasons mentioned in the application, the same is allowed.

The petitioners are exempted from filing the Court fee.

Main case :

The present petition has been filed under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in cross case FIR No. 39 dated 15.4.2020 registered under Sections 452, 323, 324, 427, 508, 148 and 149 IPC (Section 326 IPC added later on), at Police Station Ghuman, District Batala.

It is contended by the counsel for the petitioner that the case against the petitioner is fabricated one. Still further, it is submitted that even as per the case of the complainant, the petitioner has been attributed injury on

the hand of the complainant with the backside of the datar. The injury has been opined to be simple in nature. It is further contended that three co-accused of the petitioner has already been granted anticipatory bail in the matter.

Notice of motion.

Ms. Monika Jalota, DAG, accepts notice on behalf of the State of Punjab.

Learned State counsel, on instructions from ASI Palwinder Singh, submits that the name of the petitioner is duly mentioned in the FIR itself. Even a specific injury has been attributed. However, it is not disputed that the co-accused of the petitioner has already been granted anticipatory bail and that the nature of the injury attributed to the petitioner is simple.

In view of the above, the present petition is allowed. It is ordered that in the event of arrest, the petitioner shall be released on 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.

(RAJBIR SEHRAWAT)
JUDGE

21.5.2020

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No