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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 13853 of 2020 (O&M)
Decided on: 08.07.2020

Malkit Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. L.M. Gulati, Advocate
for the petitioner.

Mr. A.P.S. Gill, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.89 dated 16.04.2020, registered under Sections 323, 324, 326, 188, 148, 149, 506 IPC at Police Station Kathu Nangal, District Amritsar Rural.

The operative part of the order dated 09.06.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Counsel for the petitioner has argued that the injury attributed to the petitioner is a kirpan blow on the nose of Balwinder Singh which has been declared as grievous injury. Counsel further submits that there was two days delay in lodging of FIR which gave sufficient time to the complainant to cook-up the story.

On instructions from SI Baljinder Singh, counsel for the State has explained the delay and submitted that the incident had taken place on 14.04.2020 but the injured

HEARD THROUGH VIDEO CONFERENCING

Balwinder Singh was declared not to be fit to make statement on 15.04.2020. The other injured namely Manpreet Singh gave a complaint on 16.04.2020 on the basis of which the present FIR was lodged. She further submits that the petitioner was granted anticipatory bail by the trial Court but he did not co-operate with the investigation....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 09.06.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation. It is also submitted that the recovery of *kirpan* has been effected.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 09.06.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

08.07.2020

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Whether speaking/reasoned Yes/No

Whether reportable: Yes/No