

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

**CRM-M-17556-2020 (O&M)
Date of Decision: 18.08.2020**

Baljeet Singh @ Babbu

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Ms. Riffi Bala Birla, Advocate for the petitioner.

Mr. A.S. Sandhu, Addl. Advocate General, Punjab.

TEJINDER SINGH DHINDSA J.(Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in FIR No.196 dated 08.08.2019 under Sections 308/341/323/506/148/149 IPC, registered at Police Station Sadar Fazilka, District Fazilka..

While issuing of notice of motion, the following order was passed by this Court on 06.07.2020:-

*Matter has been taken up through Video Conferencing
via Webex facility in the light of the Pandemic Covid-19
situation and as per instructions.*

Petitioner seeks anticipatory bail in case FIR No.196,

dated 08.08.2019, under Sections 308/341/323/506/148/149 IPC, registered at Police Station Sadar Fazilka, District Fazilka.

Counsel for the petitioner has been heard.

As per prosecution version, the complainant, namely, Joginder Singh, who is an employee under the Punjab Home Guards was assaulted on 31.07.2019 by a group of assailants including the present petitioner. Counsel asserts that even though the allegations against the petitioner are that he was a member of the unlawful assembly and was armed with a baseball bat but no specific injury has been attributed to him. Further contended that offence under Section 308 IPC was cited at the very threshold without even obtaining any medical opinion. Co-accused, namely, Sunil Singh @ Roki, Sandeep Singh, Raj Singh and Paramjit Singh are stated to have already been granted benefit of bail.

Notice of motion, returnable for 18.08.2020.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI

Jugraj Singh, informs the Court that the petitioner has since joined investigation and is not required for any custodial interrogation.

In view of the above petition is allowed. Order dated 06.07.2020 passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

August 18, 2020

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No