

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

CRM M-17862 of 2020 (O&M)

Date of Decision: July 23, 2020

Shashi @ Bhupinder SinghPetitioner

Versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Amritpal Singh Gill, Advocate
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

FATEH DEEP SINGH, J. (Oral)

The matter has been taken up through video-conferencing on account of outbreak of pandemic COVID-19.

Petitioner Shashi @ Bhupinder Singh has come up in this first anticipatory bail in case bearing FIR No. 46 dated 10.05.2020 under Sections 307, 323, 324, 148 and 149 IPC registered at Police Station Daba, District Ludhiana got registered on the complaint of complainant Rajiv Bajaj father of injured Naveen Bajaj.

The allegations are that on 07.05.2020, around noon time his son who was drug addict had gone out of home and

when the accused/petitioner alongwith his co-accused non-applicants Amanjot Singh @ Kaka, Soni, Kali, Pooja and Shashi assaulted him. The petitioner is not attributed any injury being unarmed while the other accused were armed with blunt weapons.

Learned counsel for the petitioner *inter alia* contends that there are five injuries on the person of the injured as per the claim of the prosecution and all are declared as simple in nature. The petitioner is unarmed and is not attributed any specific role in the commission of the offence.

Learned State counsel Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab with all fairness does not displace the facts but opposed the grant of the bail on the grounds that five injuries have been caused to the injured on various parts of the body and, therefore, custodial interrogation is essential.

Going through the submissions, petitioner-Shashi @ Bhupinder Singh admittedly is shown to be unarmed. No specific role is attributed to him as per the statement of the complainant. All the injuries are simple in nature and nothing is to be recovered from him and his joining the investigation would suffice the purpose. Accordingly, the petitioner is directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on his doing so, he shall be released on bail to the satisfaction of the arresting/investing officer till submission of report under Section

173 Cr.P.C. (challan). The petitioner shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions specified under Section 438(2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed off, accordingly.

July 23, 2020
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No