

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

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IN VIRTUAL COURT

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**CRM-M No. 19045 of 2020
Date of decision : 27.7.2020**

Gurpreet Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Rajiv Joshi, Advocate, for the petitioner

Mr. Rakeshinder Sidhu, AAG, Punjab

Rajbir Sehrawat, J. (Oral)

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No. 11 dated 14.2.2020, registered under Sections 326, 325, 323, 148 and 149 IPC, at Police Station Harike, District Tarn Taran.

It is contended by the counsel for the petitioner that it is a case of version and cross version, in which the present petitioner has been caused grievous injuries by the other side. Even for getting medically examined, the petitioner had to approach the Court below for a direction and only then, he was medically examined. An MLR was issued by the Government Hospital, Tarn Taran, to the petitioner. Despite that, the police has not taken cognizance of the offence against the other side. Instead, the present case has been concocted against the petitioner. The co-accused of the petitioner has already been granted concession of anticipatory bail by this Court. Hence, the petitioner deserves to be protected against his arrest.

On the other hand, the counsel for the State, being instructed by ASI Palwinder Singh, has submitted that the petitioner has caused grievous injuries with a datar. The datar is yet to be recovered. However, the counsel has not been able to dispute the MLR, showing grievous injuries caused to the present petitioner. It is also not disputed that so far, the police have not taken any action on the same and that the co-accused of the petitioner have already been granted anticipatory bail.

In view of the above, the present petition is allowed. In the event of arrest, the petitioner shall be released on bail subject to his furnishing personal bonds/surety to the satisfaction of the 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

27.7.2020

Ashwani

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