

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

Sr. No.210-3

CRM-M-19894-2020 (O&M)

Date of decision : 7.9.2020

Jaswinder Singh @ Bhatti

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. J.P.S. Brar, Advocate, for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. J.P. Singh, Advocate, for the complainant.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks anticipatory bail in case FIR No.85 dated 24.5.2020, registered at Police Station Kotbhai, District Sri Mukatsar Sahib, under Sections 452, 364, 342, 323, 148 and 149 IPC.

Learned counsel for the petitioner submits that pursuant to order dated 22.7.2020, petitioner has joined the investigation and has been cooperating therewith.

Learned State counsel submits that the petitioner has joined investigation, but is not cooperating therewith as he has not got the weapon of offence recovered.

Learned counsel for the complainant submits that there is evidence to show that the petitioner has mercilessly beaten the complainant. It is, however, not disputed that the petitioner has, in fact, joined investigation.

Since, the petitioner has joined investigation, it would be appropriate to allow the petition and make the interim order dated 22.7.2020 absolute subject to compliance of conditions enshrined under Section 438(2) of the Code of Criminal Procedure, 1973 by him. However, at this stage, it is

difficult to opine on whether, the petitioner treated the complainant inhumanly or not and in case, he did so, he shall suffer the consequences thereof.

CRM-17318-2020

To be listed on 29.9.2020 for payment of Court fee.

(SUDHIR MITTAL)
JUDGE

7.9.2020
Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No