

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

CRM-M No.21402 of 2020

Date of Decision : 05.08.2020

Harpreet Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. I.P.S. Kohli, Advocate
for the Petitioner.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 438 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking Anticipatory Bail on behalf of the Petitioner in case FIR No.68, dated 16.07.2017, registered under Sections 302, 364, 324, 323, 148, 149 of the Indian Penal Code, at Police Station Sadar Abohar, District Fazilka.

2. Notice of motion.

3. Mr. Sidakmeet Sandhu, Asstt. Advocate General, Haryana to accept notice on behalf of the Respondent/State. A copy of the paper-book be handed over to him.

4. The Petitioner was originally named in the FIR but subsequently not found involved in the occurrence during investigation. He however was summoned afresh by the Ld. Trial Court under Section 319 of the Cr.P.C. in view of the Statements coming forth against him through the Depositions of the Complainant and PW-3 namely Rajinder Singh, who is

alleged to have been assaulted by the Petitioner.

5. Ld. Counsel for the Petitioner draws attention to the various orders and contends that almost all the accused persons facing trial have already been granted bail by this Court in their respective Bail Applications. Specific attention is drawn to the Bail Order passed in favour of co-accused, namely, Pardeep Singh, by a Co-ordinate Bench of this Court in CRM-M No.51697 of 2018 on 03.12.2018 in which it was specifically observed that *'the role of a particular accused in the occurrence cannot be segregated'*.

6. In such circumstances and in view of the fact that the Petitioner has been summoned under Section 319 of the Cr.P.C. and is not actually required in the interest of investigation, the Petitioner's prayer for Anticipatory Bail is, thus, allowed and he is ordered to be released on Anticipatory Bail subject to his furnishing Personal and Surety Bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

7. Disposed off.

August 05, 2020

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No