

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

CRM-M-25261-2019
Date of decision: 16.03.2020

Sunil Singh @ Sunny

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 113 dated 02.09.2018, under Sections 323, 325, 427, 506, 148, 149 of the IPC (Sections 308 and 326 of the IPC added later on), registered at Police Station Division No. 2, District Pathankot.

The operative part of the order dated 16.01.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that three of the co-accused of the petitioner, namely Parveen Singh @ Golu, Raghuvir Singh @ Munna and Hanish Kumar @ Avineesh, have already been granted concession of anticipatory bail by this Court as they have paid Rs. 25,000/- each as compensation to victim Shiva.

Learned counsel for the petitioner further submits that petitioner is also ready to pay a compensation of Rs. 50,000/- to victim Shiva, without prejudice to his rights of defence.

Learned State counsel, on instructions from ASI Ram Lal, however, submits that during investigation,

Section 326 IPC has also been added.

The Registry is directed to add Section 326 IPC in the head note and prayer clause of the petition.

List again on 16.03.2020.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of 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.

However, this will be subject to condition that petitioner will hand over a sum of Rs. 50,000/- to victim Shiva through the Investigating Officer, on or before the next date of hearing.”

Learned counsel for the State, on instructions from the Investigating Officer, submits that the petitioner, in pursuance to order dated 16.01.2020, has joined the investigation and is no more required for any further investigation. It is further submitted that the petitioner has also handed over Rs. 50,000/- to victim Shiva.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 16.01.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

16.03.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No