

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

CRM-M-30951-2020 (O&M)

Date of decision: 05.11.2020

Balwinder Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ashish Aggarwal, Advocate for the petitioner.

Mr. Bhupender Beniwal, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No. 60 dated 13.04.2020, under Sections 326, 324, 506, 34 of the Indian Penal Code, 1860, registered at Police Station Sarai Amant Khan, District Tarn Taran.

On 05.10.2020, a Coordinate passed the following order :-

“Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 60 dated 13.04.2020, under Sections 326, 324, 506, 34 of the Indian Penal Code, 1860, registered at Police Station Sarai Amant Khan, District Tarn Taran.

Learned counsel for the petitioner contends that there is a delay of thirteen days in registering the FIR. The injury, which is attributed to the petitioner, is on the left arm of the injured. The brother of the petitioner had also received injuries in the occurrence. He has referred to the copy of the MLR at Annexure P2. He also contends that the parties are closely related

to each other and, therefore, efforts shall be made to settle the matter amicably. The petitioner is not involved in any other criminal case.

Issue notice to the respondent.

At the asking of the Court, Mr. Dhruv Dayal, Senior DAG, Punjab, accepts notice on behalf of the respondent-State.

List on 05.11.2020.

In the meantime, the petitioner is directed to appear before the investigating/arresting officer and join investigation.

In the event of his arrest, the investigating/arresting officer shall release the petitioner on ad interim bail subject to his satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438 (2) Cr.P.C. ”.

Learned counsel for the petitioner states that pursuant to the order dated 05.10.2020 passed by the Coordinate Bench, the petitioner has joined the investigation.

Reply by way of affidavit dated 30.10.2020 of the Deputy Superintendent of Police, Sub-Division, Tarn Taran, District Tarn Taran, filed in the Registry, is taken on record.

Learned State counsel, on instructions from ASI Balbir Singh, states that the petitioner has joined the investigation and he is not required for any further investigation.

I have heard the learned counsel for the parties.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 05.10.2020 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(HARNARESH SINGH GILL)
JUDGE

05.11.2020
Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No