

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37659-2019

Date of Decision: 19.02.2020

Chandan Sharma

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Liaqat Ali, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.47 dated 02.03.2019 under Sections 325, 326, 341, 307, 148, 149 and 120-B IPC, registered at Police Station Division No.6, District Ludhiana. He apprehended his arrest at the hands of Police in the above said FIR.

Notice of motion was issued on 09.09.2019 and thereafter, upon hearing the learned counsel for the parties, the petitioner was directed to join the investigation as and when called by the Investigating Officer.

It is the argument of the learned counsel for the petitioner that as per the FIR, 6 unknown persons had attacked the victim, whereas the petitioner was already known to the victim, therefore, he was not involved in the crime. He contends that in deference to the order dated 18.09.2019, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the

satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Sulakhan Singh does not dispute this fact that the petitioner has joined the investigation and states that he is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the petitioner is directed to appear before the Investigating Officer again as and when called for and would abide by the conditions enshrined under Section 438 (2) Cr.P.C.

19.02.2020
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No