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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.31 of 2020 (O&M)
Decided on: 04.08.2021

Gurdial Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Rajesh Kapila, Advocate
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.68 dated 01.11.2019 registered under Sections 323, 324, 427, 34 IPC (Section 326 IPC added later on) at Police Station Kahnuwan, District Gurdaspur.

The operative part of the order dated 07.01.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“....According to the prosecution, in the day time of 31.10.2019, petitioner armed with datar along with his wife, namely, Nirpal Kaur empty handed, brother Gurwinder Singh armed with dang, uncle (Chacha) Balbir Singh armed with danda and 8/10 unknown persons armed with datar, kirpans etc. caused injuries to the right leg of complainant. Other companions of the petitioner also caused injuries to the complainant-party.

Learned counsel for the petitioner inter alia

CASE HEARD THROUGH VIDEO CONFERENCING

contends that suit of the petitioner for possession by way of specific performance was decreed by civil Court vide judgment and decree dated 01.12.2018. After decretal of his suit, petitioner was in possession of the suit land. According to opinion of the medical board alleged injury suffered by the complainant is self-inflicted. FIR has been lodged by concocting a false story.

Notice of motion for 19.3.2020....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 07.01.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Major Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 07.01.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

**(ARVIND SINGH SANGWAN)
JUDGE**

04.08.2021
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No