

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

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**CRM-M-2390-2021
Date of decision: 29.11.2021**

Kalu @ Gurtej Singh**...Petitioner**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Naveen Sharma, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 71 dated 28.07.2018, registered under Sections 341/324/323/379-B/148/149 of the IPC (Section 326 IPC added later on) at Police Station Mallanwala, District Ferozepur.

The operative part of the order dated 18.01.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that as per allegations in the FIR, the petitioner has given three simple injuries to complainant.

Learned counsel further submits that petitioner is ready to pay an amount of Rs. 10,000/- to complainant towards his medical expenses, without prejudice to his right of defence.

Notice of motion for 13.05.2021.

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 a condition that petitioner will hand over an amount of Rs. 10,000/- to the Investigating Officer within a period of 30 days from today and the same will further be handed over to victim.

The payment of aforesaid amount shall cause no prejudice to the right of defence of the petitioner.

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 18.01.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation. It is further submitted that in compliance with order dated 18.01.2021, the petitioner has also handed over a sum of Rs. 10,000/- to the Investigating Officer.

Learned counsel for the State, on instructions from ASI Darshan Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 18.01.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

29.11.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No