

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6303-2021

Date of decision : 23.12.2021

Daljeet Singh @ Lucky

..... Petitioner

versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Avtar S. Khinda, Advocate
for the petitioner.

Mr. Balbir Singh Sewak, Additional A.G., Punjab.

PANKAJ JAIN, J. (Oral)

The petitioner has prayed for grant of pre-arrest bail in FIR No.20 dated 20.01.2020 registered under Sections 307, 323, 341, 506, 148 and 149 of IPC at Police Station City Kapurthala, District Kapurthala.

On 11.02.2021, the following order was passed:-

“The case has been taken up for hearing through video conferencing.

The petitioner has filed the present petition under Section 438 of the Code of Criminal Procedure, 1973 (for short 'the Cr.P.C.') for grant of anticipatory bail in case FIR No.20 dated 20.01.2020 registered under Sections 307, 323, 341, 506 and 148 read with Section 149 of the Indian Penal Code, 1860 in Police Station City Kapurthala, District Kapurthala.

Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case. All the injuries sustained by Raj Kumar are with blunt weapons and are simple in nature. No specific injury has been attributed to the petitioner. As per medical opinion, none of the injuries is declared to be dangerous to life. Therefore, offence under Section 307 of the IPC is not

made out against the petitioner. The matter has been compromised between the parties. Co-accused Joga Singh, Hansdeep and Gagandeep Singh @ Gagan have already been granted anticipatory bail by this Court vide orders dated 24.08.2020 and 26.10.2020 respectively. The petitioner is ready to join the investigation.

Notice of motion.

Pursuant to supply of advance copy, Mr. P.S. Walia, Asstt.AG, Punjab has appeared and accepted notice on behalf of respondent No.1-State.

Learned State Counsel seeks time to file reply.

Adjourned to 30.04.2021.

In the meanwhile, the petitioner is directed to join the investigation as and when called upon to do so. In the event of his arrest, the petitioner shall be released on interim anticipatory bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall comply with the conditions enumerated under Section 438(2) of the Cr.P.C. failing which he shall not be entitled to the protection of interim anticipatory bail allowed to him.”

Today, learned State counsel on instructions from ASI Kulwinder Singh has stated that pursuant to the order dated 11.02.2021, the petitioner has joined investigation and he is no more required for custodial interrogation.

In view of above, the interim order dated 11.02.2021 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

This petition stands disposed of.

(PANKAJ JAIN)
JUDGE

23.12.2021

Dinesh

Whether speaking/reasoned
Whether Reportable :

Yes
No