

In virtual Court

CRM-M-5506-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-5506-2020 (O&M)
Date of decision: 16.07.2021

Arun Manhas

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. S.K. Choudhary, 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 in FIR No.80 dated 16.09.2019 under Sections 324, 323, 452, 148, 149, 427 IPC, registered at Police Station Division No.1, District Pathankot.

While granting interim bail to the petitioner, following order was passed by this Court on 12.02.2020: -

“...Learned counsel for the petitioner has relied upon order dated 18.10.2019 passed in CRM-M-44564-2019, vide which, while granting concession of interim anticipatory bail to co-accused Shonik Awasthi, the following observations were made:

“Learned counsel for the petitioner submits that in fact

injuries by sharp edged weapons have been received even by those stated to be accompanying the petitioner as per the FIR, i.e. by Pawan Kumar and Arun Minhas, with other injuries also having been received by them as also one Anuj and Saurav Bajwa.

He submits that therefore it cannot be stated that it was the petitioner and his “friends” that were the aggressor party.

Notice of motion, returnable on 19.11.2019.

In the meanwhile, till the next date of hearing only, upon the petitioner joining investigation and complying with all conditions stipulated in Section 438(2) of the Cr.P.C., if he is sought to be arrested, he shall be released on bail, on his furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/Ilaqa Magistrate.”

Learned counsel for the petitioner further submits that the said interim anticipatory bail, granted to co-accused Shonik Awasthi, has been confirmed, vide order dated 19.11.2019.

Learned counsel for the petitioner further submits that the petitioner himself has suffered injuries....”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from ASI Nirmaljit Singh,

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has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 12.02.2020 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

16.07.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No