

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(209)

CRM-M-12820-2021

Date of decision: -23.08.2021

Hardev Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. G.P.S.Ghuman, Advocate for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case FIR No.0317 dated 29.10.2019 under Sections 307, 323, 324, 341, 506, 427, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Model Town, District Hoshiarpur.

In compliance of order dated 07.04.2021, State counsel has filed status report by way of an affidavit of Deputy Superintendent of Police, Sub-Division City, Hoshiarpur.

By referring to the status report, counsel for the petitioner submits that though seven injuries have allegedly been inflicted upon injured-Rahul Bhanot, but none of them have been attributed to the petitioner.

While granting interim protection to the petitioner, on 07.04.2021, this Court passed the following orders:-

“Counsel for the petitioner has contended that the petitioner has not been named in the FIR and the allegation in the FIR primarily relates to Saurav Jindal. He has made a reference to the disclosure statement of Sohan Lal @ Sonu, wherein no role has been ascribed to the petitioner insofar as attack on the complainant is concerned.

List on 23.08.2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting Investigating Officer. He shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

Let the status report be filed by the State before the next date of hearing in compliance of the order dated 19.03.2021.”

Learned State counsel, upon instructions, from ASI Sukhram submits that the petitioner has joined the investigation and he is no longer required for custodial interrogation. He has further instructions to state that the petitioner is not involved in any other criminal case.

In view of the above fact, but without commenting on the merits of the case, the present petition is allowed. Order dated 07.04.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

23.08.2021
Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No