

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

CRM-M-14873-2021
Date of decision: 23.08.2021

Varinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. K. B. Raheja, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. A. S. Salar, Advocate
for the complainant.

(through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 231 dated 06.11.2020, registered under Sections 326, 324, 323, 506, 34 of the IPC at Police Station Amargarh, District Sangrur.

The operative part of the order dated 04.06.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner relies upon order dated 01.04.2021 passed in CRM-M-8142-2021, vide which co-accused Narinder Singh, who is brother of the present petitioner, has been granted concession of interim anticipatory bail as he volunteered to pay an amount of

Rs. 50,000/- to the victim, who has suffered multiple injuries.

Learned counsel further submits that as per MLR, victim Kuljinder Singh has suffered seven injuries, out of which, four injuries, which are incise wounds, are attributed to present petitioner. It is further submitted that even the petitioner is ready to pay an amount of Rs. 1,00,000/- as compensation to complainant/injured Kuljinder Singh towards his medical expenses, without any prejudice to the right of defence of the petitioner.

List again on 23.08.2021.

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.

The petitioner will hand over a demand draft of Rs. 1,00,000/-, favouring complainant/injured Kuljinder Singh, to the Investigating Officer on or before the next date of hearing, which will further be handed over to Kuljinder Singh, without any prejudice to the right of defence of the petitioner.

It is made clear that if the petitioner fails to hand over the aforesaid amount to the Investigating Officer within the time stipulated, the interim protection shall be vacated on the next date of hearing.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 04.06.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation. It is further submitted that petitioner has also handed over a demand draft of

Rs. 1,00,000/-, favouring complainant/injured Kuljinder Singh, to the Investigating Officer. A copy of the demand draft is also placed on record, which is marked 'A'.

Learned counsel for the State, on instructions from the Investigating Officer, assisted by learned counsel for the complainant, 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 04.06.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

23.08.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No