

CRM-M-17625-2021

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

CRM-M-17625-2021

Date of decision: 27.04.2021

Jeeta Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. B.S.Aulakh, Advocate,
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case FIR No.46 dated 04.04.2021, registered at Police Station Kotbhai, District Sri Muktsar Sahib, under Sections 452, 323 and 34 IPC.

Learned counsel for the petitioner contends that no injury has been attributed to the petitioner.

Notice of motion.

On the asking of this court, Mr. Avtar Singh Sandhu, Addl. A.G. Punjab, accepts notice on behalf of the respondent-State, and submits that the petitioner was armed with a 'Barcha'. However, he does not dispute the aforesaid submissions made by the learned counsel for the petitioner.

I have heard the learned counsel for the parties.

Keeping in view the fact that no injury has been attributed to the petitioner, but without expressing any opinion on the merits of the case,

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this Court finds that the petitioner is not required for custodial interrogation and no useful purpose would be served by sending him in custody. Therefore, finding merit in the present petition, the same is allowed. The petitioner is directed to join the investigation as and when called upon to do so and if he is sought to be arrested, he shall be released on anticipatory bail to the satisfaction of Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.

It is made clear that if pursuant to and in compliance with this order, the petitioner does not cooperate with the investigating agency, the investigating agency would be liberty to move an appropriate application for cancellation of bail.

27.04.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No