

In virtual Court

CRM-M-20460-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20460-2021 (O&M)
Date of decision: 10.09.2021

Tony Kumar

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Harshit Anand, 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.58 dated 18.07.2020 under Sections 148, 149, 308, 323 IPC, registered at Police Station Jodhan, District Ludhiana.

While granting interim bail to the petitioner, following order was passed by this Court on 25.05.2021: -

“...Learned counsel for the petitioner inter alia contends that neither has the petitioner been named in the FIR nor any role attributed to him. He further contends that the FIR in question was lodged after 17 days of the alleged occurrence. He has still further contended that the petitioner and the complainant were

neighbours and hence it cannot be believed that he would not have known the name of the petitioner at the time of lodging of the FIR. Hence, it is evident that the petitioner has been falsely implicated in the instant case, as it was only later on that the petitioner was named by the complainant and attributed a role of assaulting the complainant with lathis in the occurrence in question. He has further contended that similarly situated co-accused; Reena Rani and others have since been granted the concession of interim bail by this Court vide order dated 19.01.2021 passed in CRM-M-26581-2020...”

Learned counsel for the petitioner submits that in compliance of the aforesaid order, the petitioner has joined the investigation and is no more required for further investigation.

Learned State counsel, on instructions from ASI Paramjit Singh, has not disputed the factual position and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 25.05.2021 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

10.09.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No