

203

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-21840-2020 (O&M)

Date of Decision: 09.12.2021

Harshpreet Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Ankur Mittal, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Prabhdeep Singh Toor, Advocate
for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has prayed for grant of anticipatory bail under Section 438 Cr.P.C, pending trial in case FIR No.102 dated 29.05.2020 registered under Sections 323, 324, 341, 506, 427, 148 and 149 IPC (Section 307 IPC added later on) at Police Station Khamano, District Fatehgarh Sahib. He apprehended his arrest at the hands of Police, in the above FIR.

On 06.08.2020, the following order was passed by this Court:

"This is a petition for grant of anticipatory bail in FIR No.0102 dated 29.05.2020 under Sections 341/323/324/326/427/506/148/149 IPC (Section 307 IPC added later on) registered at Police Station Khamano District Fatehgarh Sahib.

Notice of motion.

Mr. N. K. Banka, DAG, Punjab, who has joined proceedings on service of advance copy of the petition, appears and accepts notice on behalf of State of Punjab and seeks time to file status report.

Adjourned to 04.09.2020.

In the meantime, the petitioner is directed to join the investigation and make himself available, as and when called for and in the event of his arrest, he shall be admitted to

interim anticipatory bail till the next date of hearing, on his furnishing bail bonds/surety bonds to the satisfaction of Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has submitted that the petitioner did not cause any injury to the victim. He allegedly threw a brick and caused simple injury to the complainant, namely, Baldeep Sharma. He further states that in deference to the above order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by ASI Sukhwinder Singh, has stated that the final report has been filed on 17.09.2020, but not against the petitioner. However, it is not disputed that he has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 06.08.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

09.12.2021
Jasmine Kaur

Whether speaking/reasoned
Whether reportable

Yes No
Yes No