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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29744-2021 (O&M)
Date of Decision: 21.12.2021

Bajinder Singh Sandhu

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Davinder Kumar, Advocate for
Mr. P.K.S. Phoolka, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.0060 dated 13.06.2021, registered under Sections 324, 323, 506 and 34 IPC (Section 326 IPC added later on) at Police Station Ghall Khurd, District Ferozepur. He apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 13.09.2021, whereby interim protection was extended to the petitioner. The said order reads as under:-

“Heard.

Learned counsel for the petitioner contends that there is already a dispute between the complainant (Gurvinder Singh) and his grandfather - Gurdev Singh and a civil suit between the parties is also pending. According to him, previously also Gurdev Singh suffered injuries at the hands of complainant and his father namely Gurbir Singh and FIR No.0058 (Annexure P-3) was registered on 10.06.2021. He submits that the petitioner is relative of both the parties, but as he is on the side of Gurdev Singh, therefore, has been falsely implicated in

this case. He further submits that the injuries inviting offence punishable under Section 326 IPC has been attributed to Bachitar Singh and Pardeep Kaur (son and daughter-in-law of Gurdev Singh), whereas simple injury is attributed to the petitioner.

Adjourned to 13.12.2021.

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

Learned counsel for the petitioner further states that in

deference to the said 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 Anwar Mashi does not dispute this fact that the petitioner 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 13.09.2021 is made absolute.

21.12.2021

Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes No

Whether reportable

Yes No