

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

204

CRM-M-28841-2021

Date of Decision: 22.12.2021

Jasbir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. L.S.Sidhu, Advocate, for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab,
assisted by ASI Jaswant Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide G.D.No.45, dated 23.5.2021, under Sections 452, 323, 324, 427, 148, 149 IPC in FIR No.53, dated 22.05.2021, under Sections 295-A, 323, 506, 148, 149 IPC, Police Station Chohla Sahib, District Tarn Taran.
2. At the time of issuance of notice of motion 26.07.2021, the following order was passed:

“The petitioner seeks anticipatory bail in a case of cross-version i.e. G.D. No.45, dated 23.5.2021, under Sections 452, 323, 324, 427, 148, 149 IPC in FIR No.53, dated 22.5.2021, under Sections 295-A, 323, 506, 148, 149 IPC, Police Station Chohla Sahib, District Tarn Taran.

While the FIR was lodged at the instance of Gahail Singh against 5 persons wherein 3 persons from the side of complainant namely Simarjeet Kaur, Sukhwinder Kaur and Paramjit Kaur are stated to be injured, the accused in the said case also lodged a cross-version, which was lodged at the instance of Ram Baldev

Singh and as per which 3 person from their side i.e. Karandeep Singh, Gagandeep Singh and Mandeep Kaur were injured. Since the injuries stated to be received on both the sides are described as simple injuries, it would be debatable as to which of the party is aggressor.

Notice of motion for 22.11.2021.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation and that he is not involved in any other case.
4. Having regard to the aforestated position, wherein this Court finds that it is a case of cross-versions and that the petitioner is also stated to have joined investigation and has a clean record, the petition is accepted and the interim directions issued by this Court vide order dated 26.07.2021 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

22.11.2021

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No