

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

102

CRM-M-29702 of 2021 (O&M)

Date of Decision:23.08.2021

Puran Chand

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Aditya Sanghi, Advocate, for the petitioner.
Mr. Neeraj Poswal, AAG, Haryana

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

CRM-25485 of 2021

Vide this application, the petitioner seeks to place on record the MLR as regards injuries stated to have been received by the petitioner in the occurrence in question.

Notice in the application.

Mr. Neeraj Poswal, learned AAG, Haryana, accepts notice at the asking of the court.

Considering that it is only a medical report that is sought to be placed on record, he very fairly does not oppose the application, subject of course to all just exception.

Consequently, the application is allowed subject to all just exceptions and the aforesaid Medico Legal Report is ordered to be taken on record as Annexure P-5 with the accompanying petition.

CRM-M-29702 of 2021

It is seen from the aforesaid Medico Legal Report that the petitioner is shown to have received a lacerated wound, 1 x 0.5 cm, on the right forearm,

with the injury shown to be a simple one inflicted by a blunt weapon, the date on the MLR having been shown to be 07.07.2021 and with him having arrived at the hospital at 8:45 p.m. on that date.

As per the FIR, the occurrence is shown to have taken place at 8:00 p.m. on 07.07.2021.

Though otherwise the Superintendent of Police, Mahendergarh, would therefore be required to file an affidavit in terms of the order of this court dated 09.08.2021, however this being a petition filed by the petitioner seeking to be admitted to anticipatory bail and he having been ordered to be admitted to interim bail if he was sought to be arrested upon joining investigation, Mr. Poswal submits on instructions from HC Saroj Bala, that he has joined investigation and presently at least his custodial interrogation is not required.

That being so, this petition has been rendered infructuous and is disposed of as such.

However, if the petitioners' custodial interrogation is required at any stage hereinafter, in the context of the FIR in question, he would be given 7 days notice before arrest, duly shown to be served upon him.

Naturally, if either the complainant or the petitioner are aggrieved in any manner, of lack of proper investigation, they would be always at liberty to avail of their remedy as per law.

August 23, 2021
dinesh

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No