

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(204-7)

CRM-M-30333-2021

Date of decision:- 05.10.2021

Baljinder Singh @ Motta

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Ruhani Chadha, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

While granting interim protection to the petitioner, this Court passed the following order on 02.08.2021:-

“The Court has been convened through video conferencing due to Covid-19 Pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case FIR No.83 dated 02.04.2021, registered for offences under Sections 307, 186, 353, 224, 225, 427, 148 and 149 of the Indian Penal Code, 1860 at Police Station Sultanpur Lodhi, District Kapurthala (Annexure P-1).

Counsel for the petitioner contends that though the petitioner has been alleged to be carrying a dang, but no injury was inflicted by him. He has placed reliance upon orders (Annexures P-3 to P-7) passed by this Court, whereby co-accused have been granted interim protection.

Notice of motion.

On asking of the Court, Mr. Sandeep Singh Deol, DAG, Punjab accepts notice on behalf of respondent-State.

List on 05.10.2021.

To be heard with CRM-M-27088-2021.

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

Interim protection granted to co-accused, Gurdeep Kaur, in CRM-M-27088-2021, has been made absolute by this Court by an order passed on even date.

Learned State counsel, upon instructions, from ASI, Gurdeep Singh, submits that the petitioner has joined the investigation and recovery of *dang* has been effected from him. Upon further instructions, he submits that the petitioner is no longer required for custodial interrogation and is not involved in any other criminal case.

In view of the above facts, but without commenting on the merits of the case, the present petition is allowed. Order dated 02.08.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

05.10.2021
Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No