

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

CRM-M-32367-2021

Date of decision-23.11.2021

Harvinder Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. L.S.Mann, Advocate for the petitioner.
Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.137 dated 27.07.2021 under Sections 323, 341, 452, 506, 427, 148 and 149 Indian Penal Code, 1860 registered at Police Station Sadar Nakodar, District Jalandhar Rural. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 12.08.2021, whereby the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel contends that the petitioner has been falsely implicated in case FIR No.137 dated 27.07.2021 under Sections 323, 341, 452, 506, 427, 148 and 149 IPC registered at Police Station Sadar Nakodar, District Jalandhar Rural and except for the offence punishable under Section 452 IPC, other offences are bailable.

Notice of motion for 23.11.2021.

At this stage, Mr. Ramandeep Singh Sandhu, Sr.DAG, Punjab on instructions from ASI Janak Raj has stated that the alleged occurrence was captured in a video clip and the same has been uploaded on social media, however, according to him, petitioner is not one

*of the those assailants, who are seen in the video clip.
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 his 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 contends 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 Janak Raj does not dispute this fact that the petitioner has joined the investigation. He further states that the petitioner 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 12.08.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

23.11.2021

vanita	Whether speaking/reasoned :	Yes	No
	Whether Reportable :	Yes	No