

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.211

CRM-M-38196-2021

Date of decision: 02.12.2021

Kanshi Alias Akashdeep

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Tarun Sharma, Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

* * *

DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.0233 dated 12.11.2020 registered under Sections 452, 341, 324, 323, 427, 506, 148, 149 IPC (Section 326 added later on) at Police Station Sadar Ferozepur, District Ferozepur.

On September 23, 2021, this Court had passed the following order:-

“The matter has been taken up through video conferencing.

Learned counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in this case due to enmity between the petitioner and the complainant; injury attributed to the petitioner is simple injury and that too on a non-vital part of Dayal Singh; similarly placed coaccused who had earlier approached this Court through CRM-M No.36506 of 2021 – Kashmir @ Khira and others Vs. State of Punjab have been granted ad interim anticipatory bail by this Court; the petitioner has no criminal antecedents and that the petitioner is also ready and willing to join investigation as and when called by the investigating agency.

Notice of motion.

Mr. Jagmohan S. Ghumman, DAG, Punjab accepts notice on behalf of the respondent-State.

For arguments, adjourned to 22.11.2021.

To be heard along with CRM-M No.36506 of 2021.

In the meanwhile, subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.233 dated 12.11.2020 registered under Sections 452, 341, 324, 323, 427, 506, 148 and 149 IPC (Section 326 IPC added later on) at Police Station Sadar Ferozepur, district Ferozepur, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.

Before the adjourned date the State shall file a comprehensive status report.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; co-operated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above, the interim order of this Court dated 23.09.2021, granting ad interim anticipatory bail to the petitioner is made absolute.

December 02, 2021

Jyoti 1

(DEEPAK SIBAL)

JUDGE

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No