

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

CRM-M-41185-2020

Date of decision:15.02.2021

Prince alias Chappal

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. J.S. Lalli, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.177 dated 17.10.2020, registered at Police Station Cantt. Jalandhar, under Sections 323, 324, 148, 149 and 326 (added later on) of the Indian Penal Code.

On 09.12.2020, this Court passed the following order:-

“Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.177 dated 17.10.2020, registered at Police Station Cantt. Jalandhar, under Sections 323, 324, 148, 149 and 326 (added later on) of the Indian Penal Code.

Learned counsel for the petitioner contends that although injury on the person of complainant allegedly attributed to the petitioner is a grievous one yet it is on his non-vital part i.e. right hand.

Notice of motion.

On the asking of this Court, Mr. Sandeep Singh Deol, DAG, Punjab, accepts notice on behalf of the respondent-State and submits that there are six injuries on the person of the complainant i.e. five caused with blunt weapon and one caused with sharp-edged weapon.

Adjourned to 15.02.2021.

Meanwhile, the petitioner is directed to join the

investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438(2) of the Code of Criminal Procedure.

However, anticipatory bail, granted while exercising the judicial discretion, should not operate as an inroad into the statutory investigational power of the police.”

Learned counsel for the petitioner submits that pursuant to the order dated 09.12.2020 passed by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Ram Lubhaya, submits that the petitioner has joined the investigation and is not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 09.12.2020 passed by this Court granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

15.02.2021
ishwar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No