

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-51977-2019 (O&M)
Date of decision: 07.09.2021

Surjit Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Ritesh Pandey, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.113 dated 20.10.2019 under Sections 323, 324, 326, 506, 34 IPC, registered at Police Station Ghuman, District Gurdaspur.

While granting interim bail to the petitioner, following order was passed by this Court on 13.12.2019: -

“...Counsel for the petitioner has argued that the petitioner was initially granted the concession of interim anticipatory bail by the Additional Sessions Judge and he has joined the investigation. It is further argued that later on, when Section 326 IPC was added, on the basis of injury No.3, which was grievous in nature, the Additional Sessions Judge, dismissed the bail application of the petitioner. It is also submitted that the injury sustained by the

victim – Wassan Singh, who is aged about 41 years is on the right knee and ankle as he has fallen down.

Counsel for the State, on instructions from ASI Sukhraj Singh, has argued that the victim is still under treatment.

Counsel for the petitioner, in reply, has submitted that the petitioner is ready to pay a sum of Rs.25,000/- towards the medical expenses without prejudiced to his right of defence during the course of trial....”

Learned counsel for the petitioner submits that in compliance of the aforesaid order, the petitioner has joined the investigation and is no more required for further investigation. It is further submitted that a period of about 01 year and 10 months has passed and there is no complaint against the petitioner that he has misused the concession of interim anticipatory bail. It is also submitted that the petitioner has also deposited the demand draft of Rs.25,000/- favouring the complainant with the Investigating Officer.

Learned State counsel, on instructions from ASI Gurmukh Singh, has not disputed the factual position and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 13.12.2019 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

07.09.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No