

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

CRM-M-296 of 2022(O&M)

Date of Decision: 14.07.2022

Rajesh Kumar @ Romi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. Abhinav Gupta, Advocate
For the petitioner.**

Ms. Jaspreet Kaur, AAG Punjab.

**Mr. Nishad Ahuja, Advocate for
Mr. H.S. Oberoi, Advocate
for the complainant.**

KARAMJIT SINGH, J.

The present petition has been filed by the petitioner under Section 438 Cr.P.C. seeking anticipatory bail in FIR No. 349 dated 29.09.2021, registered under Sections 323, 324, 341, 506, 148 and 149 IPC at Police Station Kotwali Patiala, District Patiala, to which Section 326 IPC was added lateron.

FIR in this case was registered on the basis of the statement of complainant Kanwarjit Singh in which he alleged that on 28.09.2021 at about 9 p.m. he was going on his activa to his house and on the way one car hit his activa, as a result of which he fell down and then Sanjay denter armed with iron rod, petitioner Rajesh Kumar @ Romi armed with iron rod, Shampa armed with sword and Sonu Painchi

armed with iron rod got down from said car and attacked the complainant. Sanjay denter gave blows of iron rod on the head and nose of the complainant. Petitioner gave iron rod blow on the leg of complainant, while Shampa gave sword blow on his left arm and Sonu Painchi gave iron rod blow on the right shoulder of the complainant. Then four more persons came at the spot on another car and they exhorted Sanjay denter that the complainant should not be left alive as he is having dispute with Pardhan and then the said persons started giving kick blows to the complainant and while leaving the spot they also took away his turban.

The petitioner was granted interim bail by this Court vide order dated 23.02.2022. Today the counsel for the petitioner brought to the notice of this Court that petitioner has joined the investigation in compliance of the aforesaid order of interim bail.

The State counsel on instructions from ASI Jasmel Singh has not refuted this fact. The State counsel further submits that the petitioner who has joined the investigation is not required by the police for any further investigation.

As per the record non-applicant Sanjay denter caused grievous injury with sharp edged weapon to the complainant attracting offence under Section 326 IPC whereas petitioner caused grievous injury with blunt weapon to the complainant, which resulted in offence under Section 325 IPC and the same is bailable offence. Sanjay denter has already been arrested by the police. Admittedly, the petitioner is not required by the police for any further investigation.

In the light of the above, the order dated 23.02.2022 granting ad interim bail to the petitioner is hereby made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

Present petition stands allowed accordingly.

14.07.2022

Jiten

**(KARAMJIT SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No