

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-3708-2022

Date of decision : 19.07.2022

Pardeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.M.S.Dhami, Advocate for
Mr.Mohit Singla, Advocate
for the petitioner.

Mr.Sarabjit Singh Cheema, AAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.0048 dated 11.07.2021 registered under Sections 323, 341, 506, 148, 149 IPC (offence under Sections 325, 307 IPC added lateron) at Police Station Nurmehal, District Jalandhar Rural.

On 01.02.2022, a coordinate Bench of this Court was pleased to pass the following order:-

“This is a petition that has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.0048, dated 11.07.2021, registered under Sections 323/341/506/148/149 of IPC (Sections 325, 307 IPC added lateron) at Police Station Nurmehal, District Jalandhar Rural.

Counsel appearing on behalf of the petitioner would contend that the main accused Pita and Pittu @ Pritpal along with two others are in custody. It is submitted that the main allegations are against the said accused Pita and Pittu @ Pritpal for having put a rope around the neck of the complainant and dragged him

through the fields. It is further submitted that no specific injury has been attributed to the petitioner herein and the averments made in the said FIR are general in nature.

Notice of motion for 19.07.2022.

In the meanwhile, the petitioner is directed to join the investigation within a period of one week and on his doing so, the petitioner be released on interim bail subject to his furnishing personal/surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

(JAISHREE THAKUR)
JUDGE

01.02.2022”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Kashmir Chand, has submitted that the petitioner has joined investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 01.02.2022, and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 01.02.2022 is made absolute.

Nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)
JUDGE

July 19, 2022

Davinder Kumar