

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

209-1

CRM-M-9715-2022

Date of Decision:17.05.2022

**JAGDISH SINGH ALIAS JAGDISH CHAWLA ALIAS GEETA
...PETITIONER**

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Gursimran Singh Bawa, Advocate
for the petitioner.

Mr. A.S. Gill, Sr. DAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

On 08.03.2022, this Court passed the following order:-

“Heard through Video Conferencing.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in Cross case registered vide G.D.No.18 dated 28.12.2021, registered for offences under Sections 323, 325, 354-B and 34 of the Indian Penal Code, 1860 (Annexure P-2) in FIR No.203 dated 25.12.2021, registered for offences under Sections 324, 325 and 34 of the Indian Penal Code, 1860, at Police Station Kathu Nangal, District Amritsar (Annexure P-1).

Counsel for the petitioner submits that it is a case of version and cross-version and it is yet to be established as to which of the parties is the aggressor. He submits that the occurrence is alleged to have taken place on 15.10.2021 and the petitioner, who has been named in the cross-version, is accused of having pushed a lady and tearing her shirt. Counsel submits that the other allegation against the petitioner is that he was armed with wooden stick, and is accused to kicking the complainant after he fell due to the impact of datar blow on his head by co-accused, Kanwaljit Singh @ Billa.

Notice of motion.

On asking of the Court. Mr. Amandeep Singh Gill, Senior Deputy Advocate General, Punjab accepts notice on behalf of the respondent-State.

List on 17.05.2022.

Meanwhile, the petitioner shall join the investigation and would appear as and when called by the Investigating Officer. In the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Upon instructions from ASI Palwinder Singh, State counsel submits that the petitioner has joined the investigation, recovery of weapons has been effected and the petitioner, who has clean antecedents, is no longer required for custodial interrogation.

In view of the above, the present petition is allowed and the order dated 08.03.2022 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.

17.05.2022

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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No