

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 201

CRM-M-10985-2022

Date of decision : 22.08.2022

Gurpreet Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.A.S.Brar, Advocate, for
Mr.M.S.Basra, Advocate, for the petitioner.

Ms.Himani Arora, AAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in DDR No.28 dated 28.02.2022 registered under Sections 323 and 354 IPC in FIR No.22 dated 26.02.2022 registered under Sections 325, 323 and 34 IPC at Police Station Dhariwal, District Gurdaspur.

On 15.03.2022 this Court had passed the following order: -

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case at the behest of the complainant who is petitioner's brother's wife as also because there is a family dispute between the parties; the petitioner has no other criminal antecedents; the complaint by the complainant is a counter blast to the FIR lodged by the petitioner; there is 2 days unexplained delay in lodging of the complaint/ cross-version and that the petitioner is also ready and willing to join and cooperate with the investigation as and when called by the investigating agency.

Notice of motion.

Ms.Gunkirat Kaur, Assistant Advocate General, Punjab, accepts notice on behalf of the respondent-State and Mr.Gursharan Singh, Advocate puts in appearance on behalf of the complainant.
For arguments, adjourned to 22.08.2022.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in DDR No.28 dated 28.02.2022, registered under Sections 323, 354 IPC in FIR No.22, dated 26.02.2022, registered under Sections 325, 323, 34 IPC at Police Station Dhariwal, District Gurdaspur, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined and cooperated with the investigation and that his custodial interrogation is not required by the State.

After considering the above submissions made on behalf of the petitioner as recorded in the afore quoted order and the afore-referred statement made by learned State counsel, the order of this Court dated 15.03.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

22.08.2022

shamsher

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No

[DEEPAK SIBAL]

JUDGE