

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(209)

CRM-M-13734-2022
Date of decision:- 10.08.2022

Gurjant Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Digvijay Nagpal, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab
for State-respondent No.1

SUVIR SEHGAL, J. (Oral)

On 04.04.2022, this Court passed the following order:-

“Instant petition has been filed by the petitioner under Section 438 of Cr.P.C. seeking anticipatory bail in case FIR No.266 dated 08.12.2020, registered under Sections 452, 506, 323, 427, 148 and 149 of IPC (Sections 313 and 325 of IPC were added lateron) at Police Station City Kotkapura, District Faridkot, Punjab.

Counsel for the petitioner contends that it is a case of version and cross-version and it is yet to be ascertained as to which of the parties was the aggressor. It is submitted that injury attributed to the petitioner is a khanda blow on the index finger of left hand of the complainant-Dalbir Singh. He submits that dispute between the parties has been settled as is apparent from the affidavits, Annexures P3 to P-6, executed by the complainant and the injured.

Notice of motion.

On asking of the Court, Mr. A.S.Gill, Senior DAG, Haryana, accepts notice on behalf of the State-respondent No.1.

Remaining respondents be served for 10.08.2022.

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

State counsel submits that the petitioner has joined the investigation, but he did not disclose before this Court that he is an accused in four other criminal cases. By making a reference to the information received from the Investigating Officer, State counsel submits that the petitioner is involved in the following cases:

1. FIR No.112 dated 24.07.2021, registered for offence under Section 21 (a) of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short “NDPS Act”) at Police Station Sadar Kotakpura.
2. FIR No.09 dated 29.01.2020, registered for offence under Section 21 of NDPS Act at Police Station Sadar Kotakpura.
3. FIR No.75 dated 30.04.2019, registered for offence under Section 21 of NDPS Act at Police Station Sadar Kotakpura.
4. FIR No.06 dated 08.01.2017, registered for offences under Sections 307, 323 and 34 of the Indian Penal Code, 1860 and Sections 25 and 27 of the Arms Act at Police Station Sadar Kotakpura.

Faced with this situation, counsel for the petitioner seeks and is granted permission to withdraw the petition. He submits that the petitioner will surrender before the Trial Court and move an appropriate application seeking grant of regular bail, which may be directed to be decided in a time bound manner.

Petition is dismissed as withdrawn.

Request of the counsel for the petitioner has been considered.

In case, the petitioner surrenders before the Trial Court within a fortnight from today and files a petition seeking grant of regular bail, the Trial Court shall make an endeavour and decide it as expeditiously as possible.

(SUVIR SEHGAL)
JUDGE

10.08.2022
Kamal

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