

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

214

CRM-M-13935-2022 (O&M)

Date of Decision: 15.11.2022

Harwinder Singh @ Hunny

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Vivek K. Thakur, Advocate, for the petitioner.

Mr. Siddharth Attri, AAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.101 dated 24.08.2021, Police Station Begowal, District Kapurthala, Punjab under Sections 323, 324, 506, 34 of Indian Penal Code, wherein offence under Section 326 IPC was added later on.
2. At the time of issuance of notice of motion on 07.04.2022, the following order was passed:

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.101 dated 24.8.2021, Police Station Begowal, District Kapurthala, Punjab under Sections 323, 324, 506, 34 of Indian Penal Code, wherein offence under Section 326 IPC was added later on.

As per the FIR, the role attributed to the petitioner is that he had inflicted an injury with a help of a ‘datar’ (sickle) to the complainant on his hand leading to chopping of tip of his small finger.

Learned counsel for the petitioner submits that the complainant has suppressed the genesis of occurrence inasmuch even the

petitioner had sustained as many as 7 injuries, as would be evident from the MLR (Annexure P-3).

Notice of motion for 22.9.2022.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation and that he is not wanted in any other case.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation and otherwise has a clean record, the petition is accepted and the interim directions issued by this Court vide order dated 07.04.2022 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

15.11.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**