

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-16446-2022

Date of decision : 07.07.2022

Ravinder Pal Singh @ Pillu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Avtar Singh Bhatti, 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.25 dated 06.04.2022 registered under Sections 452, 323, 34 IPC at Police Station Garhdiwala, District Hoshiarpur.

On 22.04.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner inter alia contends that in the present case, the alleged incident had taken place on 31.03.2022 and complaint (Annexure P-2) had been given by Hemraj, husband of the present complainant in which he had stated that the alleged incident had taken place in his shop and in the said complaint, the petitioner has not been named. It is further submitted that after a delay of 6 days, the present FIR has been registered by the complainant who is wife of Hemraj and stated that the alleged incident took place in the house. It is contended that neither any specific injury has been attributed to the petitioner, nor he was stated to be armed with any weapon. It is further contended that all the alleged injuries are simple in nature

and the petitioner is not involved in any other case.

Notice of motion.

On asking of the Court, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of State of Punjab and seeks time to get instructions.

Adjourned to 07.07.2022.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall 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.”

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 Avtar Singh, 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 22.04.2022, 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 22.04.2022 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 07, 2022

Davinder Kumar