

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202

CRM-M-21630-2022
Decided on :14.07.2022

Sikandar @ Lakhan

. . . Petitioner

Versus

State of Punjab

. . . Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Tarun Deep Kumar, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

VIKAS BAHL, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner in FIR No. 68 dated 26.04.2022 registered under Sections 353, 186, 323, 324, 427, 148, 149 and 120-B of the Indian Penal Code, 1860 registered at Police Station Kartarpur, District Jalandhar.

On 19.05.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner inter alia contends that the alleged injuries have not been given by the petitioner and the petitioner was not even present at the time of the incident which allegedly took place at 12.30 pm and the name of the petitioner has been mentioned solely on the basis of suspicion. It is further submitted that even with respect to the incident at 12.30 pm, the petitioner did not restrain the complainant nor did he use any criminal force.

Notice of motion for 31.05.2022.

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.”

Subsequently, on 31.05.2022, this Court was pleased to pass the following order:-

“Learned State counsel has submitted that the petitioner has joined the investigation, but he is not fully cooperating with the investigating agency.

Adjourned to 14.07.2022.

The petitioner is again directed to join the investigation on 06.06.2022 at 11.00 AM.

Interim order to continue till the next date of hearing.”

Learned counsel for the petitioner has submitted that the petitioner has joined the investigation.

Learned counsel for the State has submitted that the petitioner has joined the investigation and is not required for further investigation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 19.05.2022 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 19.05.2022 is ordered to be made absolute.

However, 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 application.

(VIKAS BAHL)
JUDGE

July 14th,2022

Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No