

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

236-2

CRA-S-874 of 2022
Date of decision:20.09.2022

Jaspreet Singh @ Jassi

... Appellant

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Baljinder Singh Sra, Advocate
for the appellant.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Satnam Preet S. Chauhan, Advocate
for the complainant.

SUVIR SEHGAL, J. (Oral)

On 19.05.2022, this Court passed the following order:-

“Prayer in the appeal is for setting aside the impugned order dated 02.05.2022 passed by the Court of Additional Sessions Judge, SAS Nagar and for grant of anticipatory bail in cross case bearing DDR No.28 dated 17.04.2022, registered under Sections 323, 341, 354-B, 451, 506, 148, 149 of Indian Penal Code, 1860 and Section 3 of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 added later on, Annexure P-2 in FIR No.195 dated 17.04.2022 registered under Sections 323, 324, 341, 506, 148, 149 of IPC at Police Station Sohana, District SAS Nagar (Mohali),

Annexure P-1.

Counsel for the appellant contends that a scuffle took place in between the parties on account of a dispute over shamlat land which was bone of contention and subject matter of civil litigation.

Counsel for the appellant has placed reliance on interim order dated 16.05.2022 passed in CRA-S-837-2022, whereby co-accused Janak Singh etc. have been granted interim protection by this Court and has submitted that the appellant is similarly placed.

Notice of motion.

On asking of the Court, Mr. A.S.Gill, Senior DAG, Punjab, accepts notice on behalf of the respondent-State.

List on 20.09.2022.

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

To be heard along with CRA-S-837-2022.

By an order passed on even date, interim bail granted to co-accused, has been made absolute by this Court.

Upon instructions from ASI Om Parkash, State counsel submits that offence under SC/ST Act, has been deleted. Still further, he submits that appellant has joined the investigation and he is no longer required for custodial interrogation.

In view of the above facts, but without commenting on the merits of the case, present appeal is allowed, impugned order is set aside and order dated 19.05.2022 granting interim bail to the appellant is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

September 20, 2022
savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No