

212

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

CRM-M-22738-2022

Date of decision : 24.08.2022

Lovemandeep Singh @ Lovely

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Ms. Swati Verma, Advocate for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

Mr. Amritpal Singh Sohal, Advocate for the complainant.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.88 dated 24.11.2021 registered under Sections 323, 324, 341, 427, 506, 148, 149 of the Indian Penal Code, 1860 (Section 326 of IPC has been added later on) at Police Station Jodhan, District Ludhiana Rural.

On 24.05.2022, this Court had passed the following order:-

“Learned counsel for the petitioner inter alia contends that the present case is a case of version and cross-version. It is further submitted that two injuries have been attributed to the petitioner and both the said injuries are simple in nature.

Notice of motion.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of the State and Mr. Amandeep Singh Jawandha, Advocate appears on behalf of the complainant and seek time to get instructions.

Adjourned to 20.07.2022.

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.

It would be open to the complainant to place on record all the documents in order to show that the petitioner does not deserve the concession of grant of anticipatory bail.”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 24.05.2022, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from ASI Paramjit Singh, has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 24.05.2022 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 24.05.2022 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.

24.08.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No