

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(209)

CRM-M-23684-2022

Date of decision: - 12.07.2022

Sandeep Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Gaurav Sharma, Advocate, for the petitioner.

Mr. R.S. Khaira, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is the first petition under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.29 dated 11.03.2022, under Sections 458, 323, 427, 506 and 34 IPC (Section 325 IPC has been added later on), registered at Police Station Dhanaula, District Barnala.

On 07.06.2022, a Co-ordinate Bench of this Court was pleased to pass the following order:-

“Apprehending his arrest in FIR No.29 dated 11.03.2022, registered under Sections 458, 323, 427, 506 and 34 IPC (Section 325 IPC added later on) at Police Station Dhanaula, District Barnala, petitioner seeks pre-arrest bail.

Learned counsel for the petitioner inter alia contends that there is only one injury on the person of the complainant and that too on the leg, a non-vital part.

Notice of motion for 12.07.2022.

On the asking of the Court, Mr. Sukhbeer Singh, AAG, Punjab, appears and accepts notice on behalf of the respondent-State.

Learned State counsel, on instructions from ASI Sher Singh, does not dispute the aforesaid fact.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.

(**PANKAJ JAIN**)
JUDGE

07.06.2022”

Learned counsel for the petitioner has submitted that in pursuance of the above-said order, the petitioner has joined the investigation.

Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined the investigation on 09.07.2022 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 07.06.2022 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 07.06.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as a final 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 12, 2022
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Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No