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

CRM-M-26259-2021

Date of decision : 02.03.2022

Gurwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Gursewak Singh, Advocate for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

Mr. Deepak Arora, Advocate for the complainant.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.50 dated 22.05.2021 registered under Sections 307/379/341/148/149 of the Indian Penal Code, 1860 at Police Station Shri Hargobindpur, District Gurdaspur.

On 14.01.2022, a Coordinate Bench of this Court was pleased to pass the following order:-

“Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 0050 dated 22.05.2021, under Sections 307, 379, 341, 148 and 149 of the Indian Penal Code, 1860 (‘IPC’ - for short),

registered at Police Station Shri Hargobindpur, District Gurdaspur.

Learned senior counsel appearing for the petitioner contends that the petitioner has been attributed a 'khanda' blow on the left arm of the complainant. The injuries on the complainant and the injured were on non-vital parts of the body and the offence punishable under Section 307 IPC has been added without any foundation. There were injuries on both sides and Manmeet Singh from the petitioner party was also injured. A copy of the MLR of Manmeet Singh is at Annexure P1. She also contends that there is a delay of two days in registering the FIR. The petitioner is not involved in any other criminal case. She also contends that the matter has been compromised with the complainant.

List on 02.03.2022.

In the meantime, petitioner is directed to appear before the Investigating Officer and join investigation.

In the event of his arrest, the Investigating Officer/Arresting Officer shall release the petitioner on ad-interim bail subject to his/her satisfaction. The petitioner shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.

Sd/- (ANUPINDER SINGH GREWAL)

JUDGE

January 14, 2022 ”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 14.01.2022, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from ASI Punjab 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 14.01.2022 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 14.01.2022 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.

02.03.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No