

**216-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-28360-2022
Date of Decision:-24.08.2022**

MANJIT SINGH @ MANPREET SINGH ... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Rishi Kaushal, Advocate with
Mr. Bhupender Singh, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab.

Mr. Virender Basa, Advocate for the complainant.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.48 dated 24.05.2022 registered under Sections 323, 324, 325, 326, 336, 365, 148 and 149 of IPC read with Sections 25 and 27 Arms Act, 1959 at Police Station Qila Lal Singh, District Batala.

Counsel for the petitioner submits that the petitioner has been falsely impleaded in this case, that even otherwise as per the allegations made in the FIR the present petitioner gave blow of handle of spade on the shoulder joint of Harpreet Singh @ Goldy and the said injury was found to be simple in nature. The counsel for the petitioner further submits that actually no such incident of kidnapping and assault as has been alleged in FIR had ever taken place. The counsel for the petitioner further submits that the petitioner has joined the investigation with the Police on the basis of interim order dated 07.07.2022 passed by the Coordinate Bench of this Court.

Counsel for the petitioner further submits that the opposite party assaulted Sarabjit Singh after trespassing into his house regarding which DDR was registered and the matter is now being enquired by Inspector General of Police, Border Range, Amritsar.

The counsel for the complainant has resisted present petition and submits that there are serious allegations appearing on the record that the petitioner along with his companions caused injuries to Jagdish Singh complainant and Harpreet Singh @ Goldy and Sukhjinder Singh and they also kidnapped Harpreet Singh @ Goldy.

The State counsel on instructions from ASI Avtar Singh submits that only simple injury has been attributed to the present petitioner. The State Counsel further submits that the petitioner has joined the investigation and is not required by the Police for any further investigation or custodial interrogation and recovery has already been effected.

In view of the above as the petitioner has joined the investigation and got effected the recovery of the weapon, no purpose is going to be served even if he is subjected to custodial interrogation at his point of time.

Thus, without commenting on the merits of the case the present petition is allowed and the order of interim bail dated 07.07.2022, is hereby made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C.

24.08.2022
Sonia

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No