

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

**CRM-M-29015-2022**

**Date of Decision: 07.09.2022**

**Satgur Singh**

**.....Petitioner**

**Vs.**

**State of Punjab**

**.....Respondent**

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**

Present: Mr. Sahil Goel, Advocate,  
for the petitioner.

Mr. Ramdeep Partap Singh, Sr. D.A.G., Punjab.

Ms. Amrita Garg, Advocate,  
for the complainant.

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**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. 0037, dated 19.04.2022, under Sections 307/324/323/148/149 of the IPC, registered at Police Station Bareta, District Mansa.

On 11.07.2022, a Co-ordinate Bench of this Court was pleased to pass the following order:-

*“The petitioner has approached this Court under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in case FIR No.37 dated 19.04.2022 under Sections 307, 324, 323, 148, 149 of the Indian Penal Code, 1860, registered at Police Station Bareta, District Mansa.*

*Learned counsel appearing on behalf of the petitioner inter alia points out that the petitioner was*

*not named in the FIR and his name is figured only on the basis of disclosure statement of his co-accused. He further submits that as per allegations in the FIR, the petitioner is stated to be armed with an iron rod and is alleged to have caused an injury on the elbow and at the backside of the head of the complainant. He also submits that the injury attracting Section 307 IPC is not attributed to the petitioner and is rather attributed to co-accused Tarsem Singh @ Simmi. He points out that the similarly placed co-accused have already been granted the concession of anticipatory bail by this Court vide order dated 06.07.2022 passed in **CRM-M-26630-2022 (Raju Singh alias Gursewak Singh Versus State of Punjab)** and **CRM-M-28107-2022 (Manpreet Singh Versus State of Punjab)**.*

*Notice of motion.*

*Ms. Amarjit Kaur Khurana, D.A.G., Punjab, who is present in the Court accepts notice on behalf of the respondent-State.*

*To come up for further consideration on 25.07.2022.*

*In the meanwhile, the petitioner is directed to join investigation as and when so required by the Investigating Agency. In the event of petitioner joining investigation, he shall be admitted to interim bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C. To be heard along with CRM-M-26630-2022.*

(VINOD S. BHARDWAJ)  
JUDGE

July 11, 2022”

Thereafter, on 25.07.2022, the following order had been passed by the co-ordinate Bench of this court:-

*“Learned counsel appearing on behalf of the State submits on instructions from ASI Jaskaran Singh that even though the petitioner(s) have joined investigation, however, they are not cooperating.*

*Learned counsel appearing on behalf of the petitioner content that they have extended all cooperation and that they are willing to associate themselves with the investigation again.*

*Adjourned to 07.09.2022.*

*Interim order to continue.*

*Photocopies of this order be placed on the files of connected cases mentioned above.*

*(VINOD S. BHARDWAJ)*

*July 25, 2022”*

*JUDGE*

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 ASI Rajpal Singh, has submitted that the petitioner has joined the investigation 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 11.07.2022 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 11.07.2022 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.

|                           |                     |
|---------------------------|---------------------|
| <b>September 07, 2022</b> | <b>(VIKAS BAHL)</b> |
| nitin                     | <b>JUDGE</b>        |
| Whether speaking/reasoned | Yes/No              |
| Whether Reportable        | Yes/No              |