

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

CRM-M-29790 of 2022(O&M)

Date of Decision: 07.09.2022

Kuljinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. Rishi Kaushal, Advocate
 For the petitioner.**

Mr. C.L. Pawar, Addl. AG Punjab.

KARAMJIT SINGH, J.

The present petition has been filed by the petitioner under Section 438 Cr.P.C. seeking anticipatory bail in case having FIR No. 48 dated 24.05.2022, registered under Sections 323, 324, 365, 148 and 149 IPC at Police Station Qila Lal Singh, District Batala, to which Sections 325, 326 and 336 IPC and Sections 25 and 27 of Arms Act were added lateron.

The counsel for the petitioner submits that the petitioner has been falsely implicated in this case. Even otherwise only simple injuries have been attributed to the petitioner, who has joined the investigation with the police in compliance of the order of interim bail dated 14.07.2022 passed by the Co-ordinate Bench of this Court. The counsel for the petitioner further submits that co-accused Manjit Singh @ Manpreet Singh has already been granted concession of anticipatory bail by this Court vide order dated 24.08.2022 in CRM-M-28360 of 2022. The counsel for the petitioner further submits that the opposite party attacked Sarbjit Singh after

trespassing into his house regarding which DDR was registered and the matter is being enquired by Inspector General of Police, Border Area Amritsar.

The State counsel on instructions from ASI Rakesh Kumar has not refuted the fact that the petitioner has joined the investigation with the police and that co-accused Manjit Singh @ Manpreet Singh has been given benefit of anticipatory bail by this Court vide order dated 24.08.2022 and that the injuries attributed to the petitioner were found to be simple in nature. The State counsel further submits that the weapon used by the petitioner at the time of commission of crime i.e. *datar* has been recovered and now the petitioner is not required by the police for any further investigation.

In view of the above, as the petitioner has joined the investigation and got effected the recovery of weapon, no useful purpose is going to be served even if the petitioner is subjected to custodial interrogation, at this stage. Thus, without commenting on the merits of the case present petition is allowed and order of interim bail dated 14.07.2022 is hereby made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C.

07.09.2022
Jiten

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No