

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

CRM-M-37209-2021

Date of decision : 16.05.2022

Karamjit Singh @ Goldy

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. D.S.Brar, Advocate for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.0158 dated 12.07.2021 under Sections 326, 452, 506 and 34 Indian Penal Code, 1860 registered at Police Station Gharinda, District Amritsar, who apprehends his arrest at the hands of Police.

On 09.09.2021, this Court had passed the following order:-

“The Court has been convened through video conferencing due to Covid-19 Pandemic. Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case FIR No.0158 dated 12.07.2021, registered for offences under Sections 326, 452, 506 and 34 of the Indian Penal Code, 1860, at Police Station Gharinda, District Amritsar (Annexure P-1). Counsel for the petitioner submits that the FIR has been registered on the allegation that the petitioner, who was accompanied with 2-3 unknown persons, inflicted an injury on the wrist of the injured-complainant on 20.06.2021. Counsel contends that as per the version of complainant, he was admitted in the hospital on the same day from where he was discharged on 21.06.2021 and the FIR was lodged after a delay of 22 days for which there is no explanation. Counsel urges that even the

MLR, which is dated 26.06.2021, is doubtful. It is his argument that after the registration of the FIR, the matter between the parties has been compromised (Annexure P-2) on 07.08.2021 and affidavit dated 09.08.2021 (Annexure P-3) has been executed by the complainant in support of the compromise. Counsel has placed reliance upon the CD (Annexure P-4) to submit that the complainant in a conversation with some persons had admitted that injury was inflicted upon him by some other accused. He asserts that the petitioner, who has a clean past, is ready to join the investigation and co-operate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Randhir Singh Thind, DAG, Punjab accepts notice on behalf of respondent-State.

List on 10.02.2022.

Meanwhile, the petitioner shall join the investigation and would appear as and when called for by the Investigating Officer. In the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C. ”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by ASI Harpal Singh states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 09.09.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

16.05.2022			
vanita	Whether speaking/reasoned :	Yes	No
	Whether Reportable :	Yes	No