

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-37467-2021

Date of decision : 07.02.2022

Ranjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Amit Shukla, Advocate
for the petitioner.

Mr.Sarabjit Singh Cheema, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.69 dated 19.07.2021 registered under Sections 326, 325, 323, 324, 427, 506, 148, 149 IPC (Sections 326 and 325 IPC added later on) and Sections 3 & 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act 1989 at Police Station Verowal, District Tarn Taran.

On 10.09.2021, a coordinate Bench of this Court was pleased to pass 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.69 dated 19.07.2021, registered for offences under Sections 326, 325, 323, 324, 427, 506, 148 and 149 of the Indian Penal Code, 1860 (Sections 326 and 325 IPC were added later on)

and Sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Verowal, District Tarn Taran (Annexure P-1).

Counsel for the petitioner submits that the injury attributed to the petitioner is a dattar blow on the lower limb of the complainant, which has been declared to be grievous, attracting offence under Section 326 IPC. He submits that offence under Sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, is attributed to co-accused, Lakhwinder Singh. Reliance has been placed upon interim order dated 02.09.2021 (Annexure P-4), whereby co-accused, Sukhwinder Singh has been granted interim protection by this Court. Counsel asserts that the petitioner, who has a clean past, is ready to join the investigation and cooperate 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 07.02.2022.

To be heard with CRM-M-35959-2021.

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 submitted that in

Learned State counsel, on instructions from ASI Avtar Singh, has submitted that the petitioner has joined the investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 10.09.2021 and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition for anticipatory bail is allowed and the interim order dated 10.09.2021 is made absolute.

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 petition.

(VIKAS BAHL)
JUDGE

February 07, 2022
Davinder Kumar

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