

CRM-M-42777-2021

Date of decision-08.02.2022

Dikshit Kumar alias Dikhshant alias Sanju

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vipin Mahajan, Advocate  
for the petitioner

Mr. Ramandeep Sandhu, Sr. DAG, Punjab

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MANOJ BAJAJ, J. (ORAL)

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.100, dated 03.08.2021, under Sections 307, 325, 323, 340, 148, 149 of the Indian Penal Code, 1860, registered at Police Station Sadar Pathankot, District Pathankot, who apprehends his arrest at the hands of Police.

On 11.10.2021, this Court had passed the following order:-

*“Learned counsel contends that the alleged injuries suffered by the victim does not indicate commission of offence punishable under Section 307 IPC and the said offence was not incorporated in the FIR. It is pointed out that later on upon the supplementary statement of the complainant, the offence under Section 307 IPC was added. According to him, the injury attributed to the petitioner is simple in nature.*

*Notice of motion for 08.02.2022.*

*Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The*

*petitioner 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 SI Daljit 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 11.10.2021 is made absolute.

08.02.2022  
Poonam Negi

(MANOJ BAJAJ)  
JUDGE

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|-----------------------------|-----|----|
| Whether speaking/reasoned : | Yes | No |
| Whether Reportable :        | Yes | No |