

216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.41226 of 2022 (O&M)
Date of decision : 13.12.2022

Jagroop Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Salinder Kumar Saini, Advocate
for the petitioner.

Mr. Sarabjit Singh Cheema, DAG, Punjab.

Mr. Rohit Sharma, Advocate
for the complainant.

PANKAJ JAIN, J. (ORAL)

The petitioner has prayed for grant of pre-arrest bail in FIR No.57 dated 21.05.2022 registered under Sections 325/323/148/149 IPC (later on added 308 IPC vide rapat No.36 dated 03.06.2022), at Police Station Chola Sahib, District Tarn Taran.

On 09.09.2022 the following order was passed:-

“Apprehending his arrest in FIR No.57 dated 21.05.2022, registered under Sections 325, 323, 148, 149 of the IPC (later on added Section 308 IPC vide Rapat No.36 dated 03.06.2022) at Police Station Chola Sahib, District Tarn Taran, petitioner seeks pre-arrest bail.

Counsel for the petitioner inter-alia contends that this is a case where the petitioner has been attributed only a simple injury. The grievous injury has been attributed to co-accused-Harpreet Singh.

Notice of motion 13.12.2022.

On the asking of the Court, Mr. Gurdarshan Singh Sidhu, Asstt. A.G., Punjab appears and accepts notice on behalf of the respondent-State.

Mr. Lupil Gupta, Advocate has entered appearance on behalf of the complainant and seeks time to file reply.

Neither State counsel nor the counsel for the complainant are in a position to deny the said fact.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the arresting officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C. ”

Today, learned State counsel, on instructions from Investigating Officer, has stated that pursuant to the order dated 09.09.2022, the petitioner has joined investigation and is no longer required for custodial interrogation.

Apart from that as per learned counsel for the petitioner, the petitioner has been attributed only a simple injury.

In view of above, the interim order dated 09.09.2022 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

This petition stands disposed off.

Needless to say that anything observed herein shall not be construed to be an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

13.12.2022
Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No