

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-45185-2022

Date of decision : 31.10.2022

Dr.Amarjit Singh Judge

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Siddharth Gupta, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, Sr.DAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in GD no.059 dated 22.08.2022 registered under Sections 323, 324, 326, 427, 447, 511, 148, 149 IPC at Police Station Jandiala, District Amritsar Rural as a cross case arising out of FIR no.0227 dated 22.08.2022 registered under Sections 324, 506, 34 IPC (Section 326 IPC added later on vide GD no.16 dated 24.08.2022) at Police Station Jandiala, District Amritsar Rural.

On 29.09.2022, this Court was pleased to pass the following order:-

“Inter alia, contends that the present case is case of version and cross-version and the FIR No.227 dated 22.08.2022 was registered by the petitioner against Avtar singh and other persons for having caused grievous injuries to the petitioner. It is submitted that the cross-version has been got recorded by said Avtar Singh and even as per the cross-version, no specific injury has been attributed to the present petitioner with respect to any person. It is

also submitted that the petitioner is a 65 year old person and is not involved in any other criminal case.

Notice of motion for 31.10.2022.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

September 29, 2022

(VIKAS BAHL)
JUDGE ”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation.

Learned State counsel, on instructions from SI Dalwinder Singh, has submitted that the petitioner has joined 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 29.09.2022, and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 29.09.2022 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

October 31, 2022

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No