

CRM-M-51235-2021

Date of Decision: 28.04.2022

MANPREET SINGH

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rahul Bhargava, Advocate for the petitioner.
Ms. Ruchika Sabherwal, AAG Punjab.

* * *

VIVEK PURI, J. (ORAL)

On 14.01.2022, following order was passed:

“The petitioner is seeking anticipatory bail in the cross-version case bearing GD No.02, dated 29.08.2021, under Sections 354, 323, 326, 341 and 506 of the IPC, registered in FIR No.99, dated 28.08.2021, under Sections 323 and 341 of the IPC, at Police Station Sultanwind, District Amritsar.

Briefly the allegations against the petitioner are to the effect that on 27.08.2021 at about 8:00-8:15 P.M., he along with his brother had inflicted injuries on the person of Jagbir Singh. The petitioner inflicted *kirpan* blow towards the head and in order to save himself, the complainant raised his hand and the blow landed on his three fingers.

Learned counsel for the petitioner contends that it is a case of version and cross-version. At the first instance, FIR No.99, dated 28.08.2021, under Sections 323 and 341 of the IPC, was registered by the petitioner and on the following day, the cross-version has been got registered as a result of an afterthought.

It has been further stated by learned counsel for the petitioner that the photographs indicate that the petitioner was empty handed and it was the complainant/injured in the cross-version case, who was aggressor. It is also stated that the complainant is working as an Inspector in Punjab Police and at his behest the petitioner is being falsely implicated.

On instructions of ASI Jatinder Singh, learned State counsel has pointed out that there are four injuries on the person of the complainant and three are on the fingers of his left hand.

Adjourned to 28.04.2022.

In the meanwhile, the petitioner is directed to join investigation and in the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.”

It has been stated by learned counsel for the petitioner that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court.

Learned State counsel, on instructions of ASI Dilbag Singh has not assailed the aforesaid factual aspect of the case and has further stated that the custodial interrogation of the petitioner is not required.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 14.01.2022 is made absolute.

The petition stands allowed.

28.04.2022

Janki

(VIVEK PURI)
JUDGE

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