

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-52438-2021

Date of decision : 19.01.2022

Gurwinder Singh @ Gobind Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Nirmaljeet Singh Sidhu, Advocate
for the petitioner.

Mr.Sukhbeer Singh, 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.104 dated 10.07.2021 registered under Sections 307, 341, 324, 323, 506, 427, 148, 149 at Police Station Sadar Bathinda, District Bathinda.

On 16.12.2021, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner inter alia contends that the injury attributed to the petitioner is simple in nature and the petitioner is not involved in any other case.

Notice of motion.

On asking of the Court, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of State of Punjab and seeks time to get instructions.

Adjourned to 19.01.2022.

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.”

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 ASI Balwinder Singh, has submitted that the petitioner has joined the investigation on 26.12.2021 and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the fact which has been noticed in the order dated 16.12.2021 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 16.12.2021 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

January 19, 2022

Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No