

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-48477-2022
Date of decision : 21.11.2022

Jagroop Singh @ Roop Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Rakesh Nagpal, Advocate
for the petitioner.

Mr. Vishal Malik, DAG, Haryana.

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.262 dated 18.09.2022 registered under Sections 147, 149, 323, 324, 326, 341, 506 IPC (Section 326 IPC added later on) at Police Station Ding, District Sirsa.

On 19.10.2022, this Court was pleased to pass the following order:-

“Jagdev Singh, has appeared in person who is a relative of the petitioner and has requested that the present case be taken up as the police is making all efforts to arrest the present petitioner. Today, the Lawyers have decided to abstain from appearing in the Court because of the call given by the Bar Association.

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.262 dated 18.09.2022 registered under Sections 147, 149, 323, 324, 326, 341, 506 of the Indian Penal Code, 1860 (Section 326 of IPC has been added later on) at Police Station Ding, District Sirsa.

This Court has perused the paper book and a perusal of the

same would show that as per the allegations levelled in the FIR, the present petitioner is stated to have inflicted danda blow on the left thumb of the complainant which is a non-vital part of the body and the said injury has been declared to be simple in nature. Further perusal of the paper book would show that the complainant had suffered two injuries, out of which, injury No.1 has been declared to be grievous in nature and said injury has not been attributed to the present petitioner. It is the case of the petitioner that five family members have been implicated in the present case, although, two injuries have been caused as per the MLR and that injured was admitted in the Hospital on 18.09.2022 and discharged on the next date from the Hospital and that the petitioner has been falsely implicated and the said fact can be verified from the footage of the CCTV camera, which has been affixed at the house of the complainant.

Notice of motion for 21.11.2022.

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.

19.10.2022 ”

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

Learned State counsel 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 19.10.2022, 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 19.10.2022 is made absolute.

Nothing stated above shall be construed as an expression of

of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)
JUDGE

November 21, 2022
Davinder Kumar

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