

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(217-1)

CRM-M-53927-2021
Date of decision:- 22.03.2022

Rajinder Singh

...Petitioner

Versus

The State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Abnash Singh, Advocate for the petitioner.

Mr. A.S.Gill, Senior DAG, Punjab for State-respondent.

...

SUVIR SEHGAL, J. (Oral)

Heard through video conferencing.

On 22.12.2021, this Court passed the following order:-

“Instant petition has been filed under Section 438 Cr.P.C. seeking grant of anticipatory bail to the petitioner in FIR No.268 dated 16.11.2021 registered under Sections 323, 354, 355, 506, 34 of Indian Penal Code, 1860 at Police Station Kharar, District SAS Nagar (Annexure P-1).

Counsel for the petitioner urges that there is a property dispute amongst the family members of the complainant and petitioner, who are closely related to each other and a compromise (Annexure P-2) was also effected between them. He submits that the petitioner, who is a 60 years old person, is accused of abusing the son of the complainant and giving stick blows on his back. It is his argument that in the scuffle, clothes of the complainant got torn, however, allegation of molestation is totally false. He submits that the petitioner is ready to surrender before the trial Court and join the proceedings.

Notice of motion.

On asking of the Court, Mr. Saurav Khurana, Deputy Advocate General, Punjab accepts notice on behalf of the respondent-State. He is assisted by Ms. Rajni Gupta, Advocate for the complainant.

List on 22.03.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Upon instructions received from ASI, Jaswant Singh, State counsel submits that the petitioner has joined the investigation, he is no longer required for custodial interrogation and he is not involved in any other criminal case.

In view of the above, order dated 22.12.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

Petition is allowed.

(SUVIR SEHGAL)
JUDGE

22.03.2022
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No