

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-53734 of 2021(O&M)

Date of Decision:- 30.11.2022

Rajinder Singh

....Petitioner

Vs.

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Preetinder S. Ahluwalia, Advocate
for the petitioner.

Ms. Kanika Sachdeva, AAG, Punjab.

Mr. Vaibhav Sehgal, Advocate
for the complainant.

KARAMJIT SINGH, J.

Prayer is for grant for anticipatory bail to the petitioner in case having FIR No.269 dated 05.12.2021 registered under Sections 295-A, 341, 323 and 506 of IPC, Police Station Sarabha Nagar, District Police Commissionerate Ludhiana.

The counsel for the petitioner submitted that as per the allegations appearing on record only simple injuries have been attributed to the petitioner, who has already joined the investigation with the police and is having no criminal history.

The present petition is contested by the counsel for the complainant who submits that the petitioner assaulted the complainant and caused injuries on his face using a punch. The counsel for the

complainant further submits that the petitioner has also tossed turban and pulled beard of the complainant and thereby caused hurt to the religious sentiments of the complainant.

The State counsel on instructions from SI Rashpal Singh submits that the petitioner has joined the investigation with the police and is not required for further investigation or custodial interrogation by the police.

I have considered the submissions made by counsel for the parties.

Admittedly only simple injuries are attributed to the petitioner which were caused by him to the complainant. Further the petitioner is not required by the police for any further investigation. It is also a matter of evidence as to whether the petitioner did something intentional to hurt the religious feelings of the complainant who is a Sikh by religion.

In light of the above, without commenting on the merits of the case, the present petition is allowed and order granting interim bail dated 22.12.2021 to the petitioner is hereby made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of accordingly, so also the pending miscellaneous applications(s), if any.

30.11.2022
P. Chawla

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?
Whether reportable?

Yes / No
Yes / No