

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

(Through Video Conferencing)

208

CRM-M-54659 of 2021

Date of decision : 03.03.2022

Sandeep Kumar

... Petitioner

Versus

State of U.T., Chandigarh

.. Respondent

CORAM : HON'BLE MR.JUSTICE JASJIT SINGH BEDI

Present : Mr.Ashish Bakshi, Advocate
for the petitioner.
Mr.Parampreet Singh, Addl. P.P. U.T. Chandigarh.

Jasjit Singh Bedi, J.

Petitioner seeks the grant of anticipatory bail under Section 438 Cr.P.C. in a case bearing FIR No.52 dated 29.05.2021 under Sections 147, 148, 149, 323, 506, 427 (324, 325 added in terms of order dated 19.1.2022 passed by Coordinate Bench of this Court) registered with Police Station I.T. Park, Chandigarh. On 29.12.2021, following order was passed by this Court:-

“The prayer is for the grant of anticipatory bail to the petitioner in case FIR No.52 dated 29.05.2021 for offences punishable under Sections 147, 148, 149, 323, 506 & 427 of IPC and later on added Section 326 IPC registered with Police Station I.T. Park, Chandigarh (U.T.).

Counsel for the petitioner states that the petitioner was not named in the FIR but has been subsequently named by one Krishan as having attacked the complainant side along with the other named accused. The injury attracting Section 326 IPC has been purportedly given by Ajay (co-accused) with a Sword on the hands of Krishan.

Notice of motion for 03.03.2022.

In the meanwhile, in the event of his arrest, petitioner shall be released on interim bail subject to the satisfaction of the arresting/investigating officer. However, he shall join the investigation as and when called upon to do so and abide by the conditions as envisaged under Section 438(2) Cr.PC.”

However, learned State counsel on instructions from ASI

Mohd. Aslam, submits that the petitioner has joined investigation in

terms of orders dated 29.12.2021 and is not required for custodial interrogation.

In this view of the matter, interim order dated 29.12.2021 is made absolute. However, the petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

03.03.2022
sd

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No