

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(205-2)

CRM No. M-54679 of 2021
Date of Decision : 09.02.2022

Pritpal Singh

....Petitioner

Versus

State of Punjab

.....Respondent

(Through Video Conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- None for the petitioner.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.

Mr. Rajinder Singh Rangpuri, Advocate for the complainant.

Harsimran Singh Sethi, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No. 80 dated 17.11.2021, registered for offences under Sections 323, 325, 341, 379-B, 511, 148 and 149 of the Indian Penal Code, 1860, at Police Station Lakhewali, District Sri Muktsar Sahib.

In pursuance to the order dated 30.12.2021 passed by a Co-ordinate Bench of this Court, the petitioner has joined the investigation. Order dated 30.12.2021 is as under:-

“Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 in FIR No.80 dated 17.11.2021, registered for offences under Sections 323, 325, 341, 379-B, 511, 148 and 149 of the Indian Penal Code, 1860, at Police Station Lakhewali, District Sri Muktsar Sahib (Annexure P-1).

Counsel for the petitioner contends that the petitioner has been falsely framed as he and co-accused, Amritpal Singh are brothers and sons of the present Sarpanch of village Lakhewali. He contends that the petitioner was not present at the spot and has been named as an after thought, which is apparent from the fact that the FIR has been registered four days after the alleged occurrence. He submits that the petitioner, who has unblemished antecedents, is ready to join the investigation and co-operate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Randhir Singh Thind, DAG, Punjab accepts notice on behalf of the respondent-State.

To be heard with CRM-M-51479-2021 on 09.02.2022.

Meanwhile, the petitioner shall join the investigation and would appear as and when called for by the Investigating Officer. 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.”

Learned State counsel, who has joined the proceedings through video conference, on instructions from ASI Harnek Singh states that in terms of the order of the Co-ordinate Bench of this Court reproduced before, the petitioner has joined the investigation and no further interrogation of the petitioner is required at this stage.

In view of the above, the order dated 30.12.2021 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the Investigating Agency that petitioner is required for the investigation but is not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

February 09, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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