

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. 208

CRM-M-4377-2022

Date of decision: 18.01.2023

Gurmukh Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Pardhuman Garg, Advocate
for the petitioner.

Mr. Arun Luthra, DAG, Punjab.

* * *

DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C.
for the grant of anticipatory bail in FIR No.33 dated 01.06.2021 registered
under Sections 452, 324, 323, 326, 201 148 and 149 IPC at Police Station
City Ahmedgarh, District Malerkotla.

On 03.02.2022, this Court had passed the following order:-

“The matter has been taken up through video conferencing.

Learned counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in this case due to a matrimonial dispute between the petitioner's sister and the complainant's son; there is no other criminal case being faced by the petitioner; the petitioner is ready and willing to amicably resolve the dispute with the complainant; even if the case of the prosecution is taken as the gospel truth, though vehemently denied, the petitioner is attributed two injuries one of which is simple and the other grievous injury is on the non vital part of the complainant's person and that the petitioner is also ready and willing to join investigation as and when called by the investigating agency.

Notice of motion.

Ms. Gunkirat Kaur, AAG, Punjab accepts notice on behalf of the respondent-State.

For arguments, adjourned to 12.05.2022.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438 (2) Cr.P.C, in the event of his arrest in FIR No. 33 dated 01.06.2021 registered under Sections 452, 324, 323, 148, 149 IPC (Section 326 IPC added later on) at Police Station City Ahmedgarh, district Malerkotla, he shall be released on *ad interim* anticipatory bail to the satisfaction of the Arresting Officer.

Before the adjourned date the petitioner shall implead the complainant and the State shall also file a status report.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; co-operated with the investigating agency and that his custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner as have been recorded in the afore-quoted order and the statement made on behalf of the State, the interim order of this Court dated 03.02.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

January 18, 2023
Jyoti 1

(DEEPAK SIBAL)
JUDGE

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