

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

CRM-M-15354-2023

Date of Decision: 10.08.2023

Gurjant Singh

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : None for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

The present petition has been filed under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.35 dated 25.02.2023, registered under Sections 452, 323, 427, 34 of IPC, at Police Station Baghapurana, District Moga.

While issuing notice of motion, a Co-ordinate Bench of this Court had noticed the following contentions on 29.03.2023.

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case; the petitioner has no other criminal antecedents; even if the case of the prosecution is taken as the gospel truth, though vehemently denied, the injuries on the complainant are simple in nature and that the petitioner is also ready and willing to join and cooperate with the investigation.”

I have heard learned State counsel and perused the record.

It is not in dispute that all the injuries suffered by the complainant/injured are simple in nature and it is apparent that the custody of the petitioner will serve no meaningful purpose.

Consequently, in view of the contentions noticed by this Court and also the fact that the custodial interrogation of the petitioner is not required at this stage, the interim order dated 29.03.2023 is made absolute. The petitioner shall continue to join investigation, as and when called by the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) of the Cr.P.C.

10.08.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

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