

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

204

CRM-M-15158-2023

Date of decision: 22.08.2023

Harvinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Piyush Sharma, Advocate
for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.21 dated 09.02.2023 under Sections 308, 323 and 34 of the IPC registered at Police Station Mamdot, District Ferozepur.

2. On 24.03.2023, while noticing the following submissions made by the learned counsel for the petitioner, this Court had issued notice of motion:-

“Learned counsel for the petitioner inter alia contends that the grievous injury has not been attributed to the petitioner and the injury attributed to him was simple in nature. He submits that the FIR in question was lodged after five months of the alleged occurrence and the doctor, who opined the injury to be dangerous to life, had not even treated the complainant at any point of time. He thus, submits that in the circumstances, a big question mark would arise as to whether the injury sustained by the complainant was even dangerous to life or not.”

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3. On 29.05.2023, the petitioner had been asked to join investigation.

4. Learned State counsel, on instructions, has submitted that in compliance of order dated 29.05.2023, the petitioner has joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 29.05.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

22.08.2023

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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