

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

209-2

CRM-M-18813-2023

Date of decision: 15.05.2023

Jaswinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Naveen Batra, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, Sr. 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.127 dated 21.09.2022 under Sections 323, 324, 341, 148 and 149 of the IPC (Section 326 of the IPC added lateron) registered at Police Station Nurpurbedi, District Rupnagar.

2. Vide order dated 18.04.2023, the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel for the petitioner while drawing the attention of this Court to the allegations levelled in the FIR, submits that the petitioner has been attributed a simple injury with a stick on the back of the complainant. He further submits that the injury attracting the mischief of Section 326 of the IPC has been attributed to co-accused Dev, who was armed with a sword.”

3. Learned counsel for the petitioner submits that in compliance of order dated 18.04.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having 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 18.04.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

15.05.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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