

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-21088-2022 (O&M)

Date of decision : 13.3.2023

Sukhwinder Singh @ Sukha

... Petitioner

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. B.S.Jatana, Advocate,
for the petitioner.

Mr. C.L.Pawar, Addl. AG, Punjab.

Mr. Gulzar Mohd., Advocate,
for the complainant.

KARAMJIT SINGH, J. (Oral)

CRM-11216-2023

Allowed as prayed for and order dated 17.5.2022 be read under
Sections 336 IPC and 25 of Arms Act. Registry to do the needful.

Main case

Prayer is for grant of anticipatory bail to the petitioner in
criminal case having FIR No.0051 dated 20.4.2022 registered under
Sections 452, 427, 506, 148, 149 IPC at Police Station Nakodar Sadar,
District Jalandhar Rural.

The allegations in nutshell are that the petitioner along with
other unidentified persons all armed with swords etc. trespassed into the
house of the complainant and then ransacked the same and caused damage
to the household articles which were lying therein including one car and two

motorcycles and some of them also started firing but no one sustained injuries.

Counsel for the petitioner submits that the petitioner has joined the investigation with the police in compliance of order of interim bail.

Counsel appearing on behalf of the complainant while resisting the present petition submits that the petitioner along with his accomplices, ransacked the house of the complainant and also damaged the vehicles parked in the house and they also fired shots.

State counsel on instructions from ASI Sukhdev Singh submits that the petitioner, who has joined the investigation with the police, is not required by the police for further investigation or custodial interrogation.

In view of the fact that no one sustained injuries at the time of the occurrence and further, the petitioner is not required by the police for further investigation, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 17.5.2022 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

March 13, 2023
Paritosh Kumar

(KARAMJIT SINGH)
JUDGE

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