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

CRM-M-20225-2023

Date of decision: 10.08.2023

Ramandeep Singh @ Raman

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Arshdeep Singh Brar, Advocate for the petitioner.

Mr. Karan Puggal, DAG, Punjab.

VIKAS BAHL, J. (ORAL)

1. Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.10 dated 11.01.2023 registered under Sections 341, 324, 34 of the Indian Penal Code, 1860 (Section 326 of IPC has been added later on) at Police Station Dharamkot, District Moga.

2. On 25.04.2023, a Coordinate Bench of this Court was pleased to pass the following order:-

“Learned counsel for the petitioner contends that in respect of an occurrence dated 07.01.2023, the FIR in question came to be registered only on 11.01.2023. ASI Raghwinder Prasad was present at the Police Post Kishanpura Kalan on 09.01.2023, where the munshi informed that the injured Buta Singh had received injuries and was admitted in the Hospital, still the FIR came to be registered on 11.01.2023 only.

Narration of allegation given in the FIR appears to be not plausible in view of the fact that prior to 11.01.2023, munshi of the police station would not have known about the factum of injuries inflicted upon the complainant. The injury on the right hand i.e. swift metacarpal where no callus was seen would remain debatable and the second injury on the head of the complainant is not attributed to the petitioner, which was otherwise found to be NAD i.e. No abnormality detected.

Notice of motion returnable on 10.07.2023.

Till the next date of hearing, the petitioner will appear before the Investigating Officer on 01.05.2023 at 11.00 A.M. and in the event of doing so, he shall be allowed to join the investigation to the satisfaction of Investigating Officer. In the event of his arrest, he shall be enlarged on interim bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

25.04.2023

Sd/- (RAJ MOHAN SINGH)

JUDGE”

3. Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 25.04.2023, the petitioner has joined the investigation.

4. Learned counsel for the State, on instructions from HC Darshan Singh, has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

5. Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 25.04.2023 and also the fact that the petitioner has joined the investigation and is not

required for further custodial interrogation, the present petition is allowed and the interim order dated 25.04.2023 is ordered to be made absolute.

6. However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

10.08.2023
Pawan

(VIKAS BAHL)
JUDGE

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