

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

CRM-M-20623-2023

Date of decision: 12.07.2023

Kulwinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. J.K. Singla, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

Mr. P.S. Sekhon, Advocate
for the complainant.

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.17 dated 31.03.2023 for the offences under Sections 307, 341, 323, 325, 148, 149 IPC registered at Police Station Sadar Budhlada, District Mansa (Annexure P-1)

2. Vide order dated 26.04.2023, 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 inter alia contends that the petitioner was not named in the FIR in question and was nominated as an accused on the basis of a disclosure statement suffered by co-accused Gurtej Singh. It has also been submitted that the petitioner has not been attributed any role, much less any injury in the occurrence in question, in which the complainant allegedly received injuries dangerous to life, on his head.”

3. Learned counsel for the petitioner submits that in compliance of order dated 26.04.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Najjar Singh, 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 26.04.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

12.07.2023

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(MANJARI NEHRU KAUL)
JUDGE

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