

CRM-M-22593-2023

Kulwinder Singh @ Angrej Singh

...Petitioner

VS.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. B.D.Sharma, Advocate
for the petitioner.

Mr. M.S.Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

The petitioner has filed the instant petition under Section 438 of the Cr.P.C. with a prayer to grant a anticipatory bail in case FIR No.167 dated 01.07.2020 registered under Sections 307, 323, 148, 149 of IPC at Police Station Division 'B' District Police Commissionerate, Amritsar (Annexure P-1).

Gurmej Singh, complainant got the FIR registered in the present case by alleging that at about 9:00 am on 01.07.2020, he was standing near Anoop Bakery in the market and in the meantime, his son Gursahib Singh was delivering milk to the house of Hira Singh. At that time, Happy armed with a *datar*, Angrej Singh armed with a *kirpan*, Jagir Singh armed with hockey along with 3 / 4 unidentified persons, who were armed with weapons, came there and on reaching there, Jagir Singh exhorted them to attack on the complainant side. Happy gave a blow with *datar*, which hit on the head of Gursahib Singh; Jagir Singh gave a blow with hockey on the ankels of Gursahib Singh and Angrej

Singh, petitioner gave a blow with *kirpan* on the head of Gursahib Singh. Other unknown persons also caused injuries to Gursahib Singh with their respective weapons and he fell down on the ground. At this stage, Jagir Singh took out a packet from his pocket and started raising noise that some intoxicant tablets were recovered from Gursahib Singh. The complainant also raised noise to save him and the accused fled from the spot.

Learned counsel for the petitioner contends that he has been falsely named in the present case. As per the complainant, he had caused a blow with *kirpan* on the head of Gursahib Singh and the said injury has been declared to be simple. He further submits that the matter has been amicably resolved between both these sides and they are living happily in the village. He further contends that the petitioner is not involved in any other case and is ready and willing to join the investigation.

In view of the above, the present petition is allowed. The petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Section 438(2) of the Cr.P.C.

It will be open for the Investigating Officer to call the petitioner to join investigation, if so required, by issuing a written notice in this regard.

06.07.2023
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(N.S.SHEKHAWAT)
JUDGE

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