

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.23851 of 2023
Date of decision: 3rd August, 2023

Krishan Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Lokesh Vohra, Advocate for the petitioner.

Mr. H.S. Sullar, Sr. Deputy Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.64 dated 07.05.2020 for the offences under Sections 307, 324, 341, 506, 188, 148, 149 IPC and sections 25, 27 of the Arms Act, 1959 registered at Police Station Kulgari, District Ferozepur (Punjab).

2. On the last date of hearing, i.e. 11.05.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner while drawing the attention of this Court to the FIR in question submits that a perusal of the same reveals that no injury has been attributed to the petitioner much less injury inviting the mischief of Section 307 IPC. It has also been submitted that

co-accused Nirbhal Singh, who allegedly inflicted injury on the person of the complainant, has since been extended the concession of regular bail by this Court vide order dated 28.01.2022 (Annexure P-2).”

3. Learned counsel for the petitioner submits that in compliance of the order dated 11.05.2023, 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 the circumstances, the petition is allowed and the interim order dated 11.05.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

August 3, 2023

rps

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