

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.201

CRM-M-27494-2023

Date of decision: 04.09.2023

Bhupinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Ms. Gagandeep Kaur, Advocate
for the petitioner.

Ms. Deepali Puri, Addl. A.G., Punjab.

Mr. M.K. Singla, Advocate
for the complainant.

* * *

DEEPAK SIBAL, J. (Oral)

1. The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in cross case being DDR No.39 dated 19.04.2023 registered under Sections 341, 324, 323, 506 and 34 IPC (Section 326 added later on) at Police Station Sadar Dhuri, District Sangrur in FIR No.55 dated 19.04.2023 registered under Sections 307, 341, 324, 323, 325, 326, 506, 427 and 34 IPC at Police Station Sadar Dhuri, District Sangrur.

2. On 30.05.2023, this Court had passed the following order:-

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case at the behest of the complainant against whom the petitioner has got lodged an FIR under Section 307 IPC; even if the case of the prosecution is taken as the gospel truth, though vehemently denied, the petitioner is attributed an injury on the non-vital part of the

complainant's person; the complainant side was the aggressor as they attacked the petitioner and his wife in front of their house; the petitioner has himself received five injuries whereas his wife received two injuries at the hands of the complainant party and that the petitioner is also ready and willing to join and cooperate with the investigation.

Notice of motion.

Mr. Navneet Singh, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State and prays for time to argue the matter.

Adjourned to 31.08.2023.

To be heard alongwith CRM-M-23721-2023.

In the meanwhile, subject to the petitioner joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C. in the event of his arrest in DDR No.39 dated 19.04.2023 registered under Sections 341, 324, 323, 506 and 34 IPC (Section 326 IPC added later on) in FIR No.55 dated 19.04.2023 registered under Sections 307, 341, 324, 323, 506, 427 and 34 IPC at Police Station Sadar Dhuri, District Sangrur, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

3. Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and co-operated with the investigation and that his custodial interrogation is not required by the State.

4. After considering the submissions made on behalf of the petitioner as have been recorded in the afore-quoted order and the statement made on behalf of the State, subject to the petitioner's abiding by the conditions provided under Section 438(2) Cr.P.C., the order of this Court

dated 30.05.2023, granting ad interim anticipatory bail to the petitioner is
ordered to be made absolute.

September 04, 2023
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(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No