

2023:PHHC:098961

CRM-M-27631 of 2023
Date of Decision: August 02, 2023

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 438 Cr.P.C, petitioner prays for grant of anticipatory bail in case FIR No.68 dated 07.04.2023 registered at Police Station City Sunam, District Sangrur, under Sections 353 and 186 of IPC.

On 30.05.2023, the following order was passed by this Court:-

“Prayer in this petition under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.68, dated 07.04.2023, registered at Police Station City Sunam, District Sangrur, under Sections 353 and 186 of IPC.

FIR was lodged on the complaint of Gurjeet Singh, Kanungo at Chajjli, as per which on 05.04.2023 petitioner appeared in the office of Tehsildar, misbehaved with the complainant, used abusive language and assaulted him.

It is contended by learned counsel for the petitioner that FIR is the counter blast of the earlier complaint, which had been made by the petitioner against the complainant and other higher officers and in fact it is the petitioner, who had been called to the Tehsil office regarding his complaints. It is also pointed out that though the alleged occurrence

took place on 05.04.2023 at about 12.30 p.m., but the FIR has been lodged after two days delay i.e. on 07.04.2023.

Notice of motion.

Mr. M.S. Nagra, Asstt. A.G., Punjab accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 02.08.2023 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

It is informed by learned State Counsel, on instructions from ASI Sat Parkash, that in compliance of the order dated 30.05.2023, petitioner has since joined the investigation.

In view of the afore-said statement, order dated 30.05.2023 granting interim anticipatory bail to the petitioner in the FIR in question, is hereby made absolute. However, the petitioner shall continue to join the investigation as and when required by the Investigating Officer and make compliance of the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of.

August 02, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No