

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

213/2

2023:PHHC:110804

CRM-M-29888-2023

Date of decision: August 24th, 2023

Rinku Yadav alias Rinku

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Deepinder Brar, Advocate
for the petitioner.

Mr. Inderpal Singh Sabharwal, Deputy Advocate General,
Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

Present petition has been filed under Section 438 Cr.P.C
praying for grant of anticipatory bail to the petitioner in case FIR No.89
dated 19.5.2023 under sections 295, 323, 149 IPC, (Section 295-A
added later on) registered at Police Station, Kotwali, Bathinda.

Vide order dated 07.06.2023, which was modified vide
order dated 09.06.2023, 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 for the petitioner inter alia
contends that a perusal of the FIR in question
reveals that no specific role has been attributed to
the petitioner and only general allegations have
been levelled against all the accused of having
caught the complainant by his hair and beard and
thereafter abused him. He submits that even the
injuries allegedly received by the complainant were
simple in nature.”*

Learned counsel for the petitioner submits that in compliance of orders dated 07.06.2023 and 09.06.2023, the petitioner has joined investigation and cooperated with the investigating agency.

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.

In view of the above, the petition is allowed and interim orders dated 07.06.2023 and 09.06.2023, 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 same.

August 24th, 2023
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No