

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-31881-2023

Date of decision: 12.10.2023

Jaskaran Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Neeraj Kumar, Advocate for
Mr. Harjot Singh Mann, Advocate
for the petitioner.

Mr. Mohit Kapoor, Addl. A.G., Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.0068 dated 10.06.2023 for the offences under Sections 307, 120-B, 34 IPC and Section 25 of the Arms Act (Section 27, 54 of the Arms Act added later on) registered at Police Station Khilchian, District Amritsar Rural.

2. On 06.07.2023, while noticing the following submissions made by the 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, while drawing the attention of this Court to the allegations levelled in the FIR, which has been annexed as Annexure P-1, submits that he was not present at the spot. He submits that the petitioner is a man of clean antecedents and it was the co-accused who inflicted injuries on the complainant. Learned counsel further submits that it was only on the basis of a vague suspicion that the occurrence in question had taken place at the behest of the petitioner, he had been named in the FIR in question.”

3. Learned counsel for the petitioner submits that in compliance of order dated 06.07.2023, 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 view of the above, the petition is allowed and interim order dated 06.07.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

12.10.2023

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(MANJARI NEHRU KAUL)
JUDGE

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