

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CRM-M-36737-2023

Date of decision: 09.11.2023

Laddy Sharma

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Jitender Singh Dadwal, Advocate
for the petitioner.

Mr. Digvijay Nagpal, AAG, 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.0081 dated 26.05.2023 under Sections 323, 324, 341, 506, 427, 148 and 149 of the IPC (Section 326 of the IPC added lateron) registered at Police Station Division No.2, District Ludhiana.

2. On 31.07.2023, 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 for the petitioner while drawing the attention of this Court to the FIR in question which has been annexed as Annexure P-1, inter alia contends that a perusal of the same reveals that neither was he named therein nor any role attributed to the petitioner in the occurrence in question. It has been further submitted that the petitioner was nominated as an accused in the supplementary statement of one of the injured witnesses Sandeep Kaur who also did not attribute any injury to the petitioner.”

CRM-M-36737-2023

3. Learned counsel for the petitioner submits that in compliance of order dated 31.07.2023, the petitioner has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions from ASI Rajinder Singh, 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 31.07.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

09.11.2023		(MANJARI NEHRU KAUL)
Vinay		JUDGE
	Whether speaking/reasoned	: Yes/No
	Whether reportable	: Yes/No