

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

\*\*\*\*

211

CRM-M-38669-2023

Date of Decision:29.11.2023

Ranjit Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ashok Kumar Khunger, Advocate  
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab  
assisted by ASI Sukhpal Singh.

\*\*\*\*

DEEPAK GUPTA, J.(ORAL)

On 08.08.2023, following order was passed:

*“Through the instant petition, the petitioner seeks anticipatory bail in case bearing FIR No.74 dated 10.07.2023, registered under Sections 452, 323, 148, 149 IPC, at Police Station Bahaw-Wala, District Fazilka.*

*Learned counsel for the petitioner submits that the alleged occurrence took place on 08.07.2023, whereas the FIR was registered on 10.07.2023 i.e. after a delay of about two days; that only Section 452 IPC is non-bailable; that three co-accused have already been granted the concession of regular bail and one has been granted anticipatory bail and that kappa blows, with reverse side, on the backside of the head of Pawan Singh and on right cheek in front of right ear of Gopi Singh, have been attributed to the petitioner, which are blunt and simple in nature.*

*Notice of motion.*

*On the asking of this Court, Mr. CL Pawar, Additional AG Punjab, accepts notice on behalf of the respondent-State.*

*Adjourned to 12.09.2023.*

*Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.*

*However, anticipatory bail, granted while exercising the judicial discretion, should not operate as an inroad into the statutory investigational power of the police.”*

Today learned State counsel, on instructions from ASI Sukhpal Kumar, submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 08.08.2023 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

**November 29, 2023**

Neetika Tuteja

**( DEEPAK GUPTA )  
JUDGE**

Whether Speaking/reasoned  
Whether Reportable

Yes/No  
Yes/No