IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-43218-2022
Date of Decision: 23.08.2023

KEWAL SINGH ...Petitioner(s)

Vs.

STATE OF PUNJAB ...Respondent(s)

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Mehardeep Singh, Advocate
for the petitioner.

Mr. Mohinder Singh Joshi, Addl A.G. Punjab,

Mr. P.S. Chahal, Advocate and Mr. K.S. Rawat, Advocate for
Mr. G.S. Nagra, Advocate, for the complainant.

N.S.SHEKHAWAT, J. (Oral)

1. The instant petition is for grant of anticipatory bail to the petitioner in case GD No. 32 dated 17.05.2022, registered under Sections 307, 323, 427, 148 and 149 of IPC and Sections 25/27/54/59 of Arms Act at Police Station Lopoke, Amritsar Rural, Tehsil and District Amritsar in FIR No. 67 dated 28.03.2019 for offence under Sections 326, 324, 452, 427, 148 and 149 IPC and Sections 25/27/54/59 of Arms Act registered at Police Station Lopoke, Amritsar Rural Tehsil and District Amritsar.

2. Vide order dated 29.09.022 passed by a Coordinate Bench, the arrest of the petitioner was ordered to be stayed.

3. Learned counsel for the State has submitted that the petitioner is not required for custodial interrogation.

AMIT RANA
2023.08.24 09:35
I attest to the accuracy and
authenticity of this order/judgment
Chandigarh

4. I have heard the learned counsel for the parties and perused the record.

5. It is a case of version and cross-version and it is yet to be ascertained on the basis of evidence as to which party was the aggressor. The above noted cross-case was registered after a period of three years of the alleged occurrence.

6. In view of the above, this Court finds that no useful purpose would be served by sending the petitioner to custody. Therefore, finding the merit in the present petition, the same is allowed and the petitioner is ordered to be released on anticipatory bail subject to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438(2) of the Cr.P.C.

23.08.2023 **(N.S.SHEKHAWAT)**
amit rana **JUDGE**

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

AMIT RANA
2023.08.24 09:35
I attest to the accuracy and
authenticity of this order/judgment
Chandigarh