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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41371-2023 (O&M)
Date of decision: 22.08.2023

GURPYAR SINGH

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Ms. Balpreet Kaur Sidhu, Advocate
for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail to the petitioner in FIR No.15 dated 28.01.2023, under Sections 324, 457, 380, 427, 148, 149 of the IPC, registered at Police Station Canal Colony, District Bathinda, Punjab.

2. Learned counsel for the petitioner has submitted that it is a case where the petitioner has been falsely implicated in the present case and the allegations were that 5-6 persons had come to the house of the complainant and had given beatings. She further submitted that so far as the present petitioner is concerned, he had no role to play because he was not part of the aforesaid group who had allegedly trespassed into the house of the complainant but he is only the resident of the same locality. She further submitted that the persons who

were the main accused have already compromised the matter with the complainant and even quashing petition has been filed in this regard.

3. Notice of motion.

4. Mr. Sarabjit Singh Cheema, DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State. He has stated that he has received an advanced copy of the present petition and he has also sought instructions in this regard from ASI Akshay Kumar, who is also present in Court today. He submitted that during investigation, it has been found that the petitioner was not involved in the present offence and, therefore, there is no objection in case the petitioner is granted the concession of anticipatory bail in this case. However, the petitioner may be directed to join the investigation and cooperate with the investigation process as and when called to do so by the Investigating Officer.

5. In view of the aforesaid statement made by the learned State counsel, the present petition is allowed. The petitioner shall join the investigation and cooperate fully with the investigation process, in case so required by the Investigating Officer and cooperate accordingly and comply with the conditions envisaged under Section 438(2) Cr.P.C.

22.08.2023
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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