

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M No.46686 of 2023 (O&M)
DATE OF DECISION: 20th SEPTEMBER, 2023

Jagveer Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Goldy Jakhar, Advocate
for the petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

1. The present petition has been filed by the petitioner under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.0105 dated 06.08.2023 registered under Sections 326, 324, 323 and 34 IPC Police Station Sangat, District Bathinda.

2. It is submitted by learned counsel for the petitioner that the case against the petitioner is totally concocted. The petitioner is not involved in the crime as alleged against him. Even as per the story of the prosecution, the petitioner is alleged to have caused injuries on the knee and left hand of the complainant. Even the said alleged injuries have been found to be simple in nature. There is no other case against the petitioner. The petitioner is ready to join the investigation as and when called by the Investigating Officer. Therefore, the petitioner deserves to be protected against his arrest.

3. Notice of motion.

4. Mr. Sandeep, Additional Advocate General, Punjab, accepts notice on behalf of the respondent-State.

5. Learned State counsel, being instructed by ASI Karamveer Singh, has submitted that the petitioner was named in the FIR. Even the injuries have been attributed to the petitioner. Therefore, by any means, it cannot be said that the petitioner is not involved in the crime, as such. Learned State counsel has further submitted that the police are to unearth the true dimensions of the involvement of the petitioner in the crime, therefore, his custodial interrogation is required in this case. However, it is not disputed by learned State counsel that the injuries attributed to the petitioner are on non-vital parts of the body of the complainant and that both the injuries have been found to be simple in nature. It is also not disputed that there is no other case against the petitioner.

6. In view of the above, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of Arresting/Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

20th SEPTEMBER, 2023
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(RAJBIR SEHRAWAT)
JUDGE

Whether speaking/reasoned:

Yes

No

Whether Reportable:

Yes

No