

CRM-M-53101-2023

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

110

CRM-M-53101-2023  
Date of decision: 18.10.2023

SANDEEP ALIAS KALU

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Ramesh Sharma, Advocate,  
for the petitioner.

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**RAJBIR SEHRAWAT, J. (Oral)**

1. The present petition has been filed under Section 438 Cr.P.C., praying for grant of anticipatory/pre-arrest bail to the petitioner in case FIR No.138 dated 25.11.2022, registered at Police Station City Nakodar, District Jalandhar Rural, under Sections 307, 323, 324, 326, 148 and 149 IPC.

2. It is submitted by counsel for the petitioner that the case against the petitioner is totally false and concocted. The petitioner is not involved in the crime as alleged against him. Even as per the story of prosecution, the petitioner is not attributed any injury to any person in the alleged dispute. There is no other case pending against the petitioner. The petitioner shall join the investigation as and when called by the police. Therefore, the petitioner deserves to be protected against his arrest.

3. Notice of motion.

4. On the asking of this Court, Mr. Sandeep Singh, Addl. A. G.

CRM-M-53101-2023

Punjab, accepts notice on behalf of the respondent-State.

5. It is submitted by counsel for the State, being instructed by ASI Ranjit Singh that the petitioner is directly named in the FIR. The petitioner was very much present at the scene of occurrence at the time of fight between the parties. However, it is not disputed that the petitioner is not attributed any injury having been caused by him to any person. It is also not disputed that there is no other case pending against the petitioner.

6. In view of the above, but without commenting any further on the merits of the case, the present petition is allowed. In the event of arrest, the petitioner be released on bail, subject to his furnishing personal/surety bonds to the satisfaction of the Arresting/Investigating Officer. However, 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.

18.10.2023  
parveen kumar

(RAJBIR SEHRAWAT)  
JUDGE

|                            |        |
|----------------------------|--------|
| Whether reasoned/speaking? | Yes/No |
| Whether reportable?        | Yes/No |