

CRM-M-1598-2024  
Date of decision: 13.02.2024

Ravail Singh @ Ravel Singh ...Petitioner

## Versus

State of Punjab ...Respondent

**CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**

**Present:** Ms. Sukhveer Kaur, Advocate for  
Mr. R.K. Arya, Advocate  
for the petitioner.

Mr. Rishab Singla, AAG, Punjab.

**HARPREET SINGH BRAR, J. (ORAL)**

This petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail in case bearing FIR No.48 dated 17.03.2023 (Annexure P-1) under Sections 324/323/447/511/148/149 of IPC (offence under Section 326 of IPC added later on) registered at Police Station Jandiala, District Amritsar Rural.

On 12.01.2024, the following order was passed:-

*'The present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in FIR No. 48 dated 17.03.2023 registered under Sections 324, 323, 447, 511, 148, 149 IPC (Section 326 IPC added later on) at Police Station Jandiala, District Amritsar Rural.*

*Learned counsel for the petitioner inter alia contends that infact it is a case of version and cross-version as discernible from Annexure P-2, which is medical report of the petitioner and perusal of the same would indicate that the history of assault on the petitioner is given as of 14.03.2023 around 06.22 p.m. in which petitioner has suffered seven injuries. Admittedly, as per version of the complainant in the FIR they had gone to take possession of the land which was allotted to the petitioner being a member of the marginal section of the Society without any lawful authority or any order passed by the competent authority. The*

*injury attributed to the petitioner is on non-vital part and the investigating agency has not taken any action against the complainant party.*

*Notice of motion.*

*On the asking of the Court, Mr. Subhash Godara, Addl. A.G. Punjab, who is present in Court, accepts notice on behalf of the respondent-State.*

*In the meantime, keeping in view the law enunciated by the Hon'ble Supreme Court in **Satender Kumar Antil Vs. CBI (2022) 10 SCC 51; Arnesh Kumar Vs. State of Bihar (2014) 8 SCC 273 and Mohd. Muslim alias Hussain Vs. State (NCT of Delhi) 2023 SCC OnLine SC 352**, at the first instance, the petitioner is directed to appear before the Investigating Officer on or before 24.01.2024 and on his doing so or in the event of arrest, the petitioner shall be admitted to interim bail on furnishing of bail/surety bond to the satisfaction of the Investigating/Arresting Officer. The petitioner shall cooperate with the Investigating Officer and abide by the conditions as provided under Section 438 (2) Cr.P.C.*

*If the Investigating/Arresting Officer does not permit the petitioner to join the investigation, the petitioner would appear before the Illaqa Magistrate, who would then summon the Arresting Officer and direct him to join the investigation, in terms of the order of this Court.*

*Adjourned to 13.02.2024.*

*Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and the trial Court shall proceed without being prejudiced by observations of this Court.'*

Learned State counsel on instructions from ASI Harjinder Singh, at the very outset informs the Court that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the statement of learned State counsel, order dated 12.01.2024 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of.

(HARPREET SINGH BRAR)  
JUDGE

13.02.2024

|      |                           |   |        |
|------|---------------------------|---|--------|
| Neha | Whether speaking/reasoned | : | Yes/No |
|      | Whether reportable        | : | Yes/No |