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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-10573-2023 (O&M)

Date of decision : 25.01.2024

Harpreet Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gurcharan Dass, Advocate,
for the petitioner.

Mr. Joginder Pal Ratra, Sr. DAG, Punjab.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of bail pending trial to the petitioner in FIR No.172 dated 11.11.2021, under Sections 341, 323, 324, 506 read with Section 34 of the Indian Penal Code, 1860 (*for short 'the IPC'*) and Sections 326 & 201 of the IPC (added subsequently), registered at Police Station, Punjab Agriculture University (PAU), Ludhiana.

2. Allegations are that the petitioner along with his co-accused caused injuries to the complainant and criminally intimidated him.

3. This Court granted interim bail to the petitioner on 28.08.2023, in the following manner:-

“Learned State counsel will verify the status of FIR No.79 dated 20.05.2022, under Sections 323, 324, 148, 149, 326 and 34 IPC, registerered at Police Station Division No.2, Ludhiana.

Posted for 25.09.2023.

In the meanwhile, petitioner be released on interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds subject to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.”

4. Learned counsel for the petitioner contends that petitioner was granted interim bail by this Court on 28.08.2023 and he is regularly appearing before learned trial Court. There is no apprehension or allegation that in case petitioner is granted bail, he is likely to hamper the trial or pressurize the prosecution witnesses, in any manner.

5. Learned State Counsel, on instructions, has fairly acknowledged the above factual position.

6. Heard learned counsel for both the sides and perused the paper book.

7. Petitioner was granted interim bail by this Court and he is regularly appearing before the Court below; there is no allegation that he is likely to misuse the concession of bail or hamper the proceedings in case his interim bail is made absolute; thus, sending him in custody at this stage would not serve any purpose.

8. Consequently, present petition is allowed. Interim bail granted to the petitioner, vide order dated 28.08.2023, is made absolute.

He shall be admitted to bail on furnishing bail/surety bonds to the

satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

9. Petitioner shall appear on each & every date and fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).

10. The above observations may not be construed as an expression of opinion on the merits of the case.

11. It is clarified that in case there is any misuse of concession of bail on the part of the petitioner, State of Punjab would be at liberty to move an appropriate application for recalling of this order.

12. Pending application(s), if any, shall also stand disposed off.

25.01.2024
atulsethi

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No