

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M-11795-2024
Date of Decision:18.04.2024

SUKHVIR SINGH @ MITHU AND ANOTHERPetitioners

Vs.

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Suneet Pal Singh Aulakh, Advocate
for the petitioners.

Mr. Sahil R. Bakshi, AAG, Punjab
assisted by ASI Paramjit Singh.

Mr. K.S. Dhaliwal, Advocate and
Mr. Vicky Sharma, Advocate
for the complainant.

DEEPAK GUPTA, J.(ORAL)

Status report by way of an affidavit of Daljit Singh Virk, PPS,
Deputy Superintendent of Police, Sub Division Patran, District Patiala has
been filed on behalf of respondent-State and the same is taken on record.

On 06.03.2024, following order was passed:

*“By way of present petition filed under Section 438
Cr.P.C., petitioners pray for grant of anticipatory bail in case FIR
No.88 dated 15.09.2023 registered under Sections 307, 323, 341, 295-
A, 506, 148, 149 (Section 325 IPC added later on) at Police Station
Ghagga, District Patiala.*

*Occurrence took place on 14.09.2023 in two parts. In
first part, petitioner No.2 – Gurpreet Singh alias Lakha along with
Rahul, surrounded the complainant Daljit Singh, removed his turban
and petitioner – Gurpreet Singh alias Lakha pulled his beard. In the
second occurrence, petitioner along with eight others, armed with
different weapons waylaid the complainant and are alleged to have
caused injuries.*

However, no specific injury is attributed to the petitioners as is contended by learned counsel for the petitioners.

Notice of motion.

Mr. Sahil R. Bakshi, AAG, Punjab, accepts notice on behalf of the respondent- State. Copy of the petition be supplied to him during course of the day.

Adjourned to 18.04.2024 for filing status report.

In the meantime, in case of their arrest, the petitioners shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioners shall join the investigation as and when so required by the Investigating Officer. They shall not contact any person associated with the case to dissuade them from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. They shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.”

Today learned State counsel, on instructions from ASI Paramjit Singh submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 06.03.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

(DEEPAK GUPTA)
JUDGE

18.04.2024

pry	Whether Speaking/reasoned	Yes/No
	Whether Reportable	Yes/No