



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

CRM-M-17729-2024

Date of decision: 29.05.2024

MANINDER SINGH ALIAS GAGGU

....PETITIONER

Versus

STATE OF PUNJAB

...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Sumit Dua, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Section	Police Station
251	10.12.2023	323, 324, 506 and 34 of IPC and Section 326 and 307 of IPC added later on.	Navi Baradari, Jalandhar.

2. Learned counsel for the petitioner submits that in compliance to the order dated 13.05.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 13.05.2024.

3. Mr. Ravi Malhotra, Advocate, has put in appearance on behalf of the complainant and filed memo of appearance, which is taken on record.



CRM-M-17729-2024

2

4. Learned State counsel assisted by learned counsel for the complainant has opposed the bail application but since the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation. This fact is also admitted by learned State counsel, on instructions from ASI Balkaran Singh.

5. During the course of hearing on 13.05.2024 , following order was passed:

“ *Heard.*

2. *It is, inter alia, contended by learned counsel for the petitioner that the petitioner has been falsely implicated in this case and the alleged injury attributed to the petitioner is simple in nature and in fact with no injury mark on the alleged seat of injury.*

3. *Learned State counsel has opposed this contention by referring to the statement of the complainant coupled with medico-legal report of the complainant to state that the petitioner has allegedly given reversed datar blow on the head of the complainant.*

4. *However, a perusal of the medico-legal report would show that it was only the complaint of headache with no external mark of injury or blood clotting.*

5. *List on 29.05.2024.*

6. *In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”*

**CRM-M-17729-2024****3**

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 13.05.2024 passed by this Court, interim bail granted vide order dated 13.05.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.

8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

29.05.2024

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i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No