

S. No.204

2024:PHHC:061576

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

CRM-M-17907 of 2024

Date of Decision:03.05.2024

Khajan Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Harsimran Singh, Advocate for Mr. R.K. Kachura,
Advocate for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

Mr. T.P.S. Makkar, Advocate for the complainant.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 438 Cr.P.C., petitioner prays for grant of anticipatory bail in case FIR No.103 dated 13.11.2023 registered under Sections 324, 323, 34 IPC and Section 326 IPC added later on, at Police Station Lakho Ke Behram, District Ferozepur.

Status report by way of affidavit of Shri Atul Soni, PPS, Deputy Superintendent of Police, Sub Division, Guruharsahai, District Feerozepur has been filed on behalf of the respondent- State.

Power of Attorney has also been filed on behalf of the complainant.

Learned counsel for the petitioner contends that the only injury attributed to the petitioner is on the right eye of complainant and that is a simple injury.

Learned State Counsel along with counsel for the complainant submits that as many as six injuries were caused to the complainant by petitioner and his brother Nishan Singh. However, it is conceded by learned State Counsel

that injury attracting section 326 IPC was on the fingers only and that is not attributed to the petitioner. The injury attributed to the petitioner is simple in nature.

In view of the above submissions, but, without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail by the Investigating Officer subject to his furnishing bail bonds/ surety bonds to the satisfaction of Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.

However, in case petitioner fails to co-operate in the investigation, the respondent- State will be at liberty to approach this Court for cancellation of bail.

Disposed of.

May 03, 2024
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(DEEPAK GUPTA)
JUDGE

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