

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

204

CRM-M-21539-2024
Date of decision: 27.05.2024

RAJANDEEP SINGH
V/s
....PETITIONER

STATE OF PUNJAB
....RESPONDENT

CORAM: HON’BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Amit Arora, Advocate
for the petitioner.

Mr. Yuvraj Singh Tiwana, AAG, Punjab.

SUMEET GOEL, J.

1. Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case bearing FIR No.80 dated 26.08.2023, registered for the offences punishable under Sections 342, 354, 323, 325, 506, 34 of IPC at Police Station Verowal, District Tarn Taran.

2. On 01.05.2024, the following order was passed:-

“Apprehending his arrest in FIR No.80 dated 26.08.2023, registered for offences punishable under Sections 342, 354, 323, 325, 506 and 34 IPC at Police Station Verowal, District Tarn Taran; the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.

Inter alia contends that the case in hand is one of version and cross version; it is actually the complainant in the FIR who had come to house of the petitioner and had assaulted him; the petitioner had also suffered multiple injuries in the said scuffle; there is a financial dispute between the petitioner and the family of the victim; there is an inexplicable delay in registration of FIR in question & he is willing to join investigation and cooperate therein.

Notice of motion.

On asking of the Court, Mr. Adhiraj Singh Thind, AAG, Punjab, appears and accepts notice on behalf of the respondent-State. Adjourned to 27.05.2024.

The petitioner is directed to appear before the Investigating Officer on 06.05.2024 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 438(2) of the Cr.P.C.”

3. Learned State counsel, on instructions from ASI Baljinder Singh, has stated that pursuant to the order dated 01.05.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.
4. In view of above, the present petition is allowed and interim order dated 01.05.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.
5. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
6. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 438(2) Cr.P.C., 1973 or upon showing any other sufficient cause.
7. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
8. Pending application(s), if any, shall also stand disposed off.

(SUMEET GOEL)
JUDGE

May 27, 2024
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No