



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-35268-2024

Date of decision: 29.10.2024

Gurdeep Singh alias Gagan

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ajay Pal Singh Rehan, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

Mr. Sandeep Godara, Advocate
for the private respondents.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in cross version case G.D. No.20 dated 25.11.2023 under Sections 323, 324, 452, 506 and 34 (Section 326 added later on) of the Indian Penal Code, 1860 (for short 'the IPC') in FIR No.269 dated 08.11.2023 under Sections 307, 323, 324, 148 and 149 of the IPC, registered at Police Station Model Town, District Hoshiarpur.

2. On 25.07.2024, while noticing the following submissions made by the learned counsel for the petitioner and learned counsel for the private respondents, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner submits that it is a case of version and cross-version, wherein it is a matter of record that two grievous injuries were sustained by the



petitioner as well as his brother on their neck and head respectively at the hands of the opposite party. It has been submitted that a false and fabricated version having been put forth is evident from the fact that it was recorded after 20 days of the alleged occurrence and therein also, it was alleged that during the occurrence, when one Sunny tried to intervene and tried to ward off the attack, he sustained injuries on his fingers. It has also been urged that subsequent to the occurrence in question, with the intervention of co-villagers, the parties have ironed out their difference.

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Mr. Sandeep Godara, Advocate, has entered appearance on behalf of the private respondents and filed his power of attorney, which is taken on record. He does not dispute the role attributed to the petitioner in the cross-version and also does not oppose the prayer made for extending the concession of anticipatory bail to him.”

3. Learned counsel for the petitioner submits that in compliance of order dated 25.07.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from Inspector Gagandeep Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 25.07.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS/438(2) of the Cr.P.C.

29.10.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No