

S. No.215

2024:PHHC:012086

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-40088 of 2023

Date of Decision:30.01.2024

Amrik Singh and others

.....Petitioners

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. G.S. Bhatia, Advocate for the petitioners.

Mr. Karunesh Kaushal, AAG, Punjab.

Mr. Ranjeet K. Jaswal, Advocate for the complainant.

DEEPAK GUPTA, J. (Oral)

On 17.08.2023, the following order was passed by this Court:-

“Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.71, dated 28.06.2023, under Sections 323, 324, 506, 148 and 149 of IPC (Sections 326 and 325 IPC added later on), registered at Police Station Sultanwind, District Amritsar.

It is contended by learned counsel for the petitioner that it is a case of version and cross-version, inasmuch as two of the petitioners have also sustained injuries as per MLR placed on record. The only role attributed to Amrik Singh and Paramjit Singh @ Pamma is to have given lalkara whereas the only role attributed to petitioner Major Singh is that he caught hold the complainant and then the other co-accused Joban gave injuries on the head of the complainant.

Notice of motion.

Mr. Parneet Singh Pandher, AAG, Punjab accepts notice on behalf of the respondent-State. Mr. Ranjeet K. Jaswal, Advocate has appeared and filed Vakalatnama on behalf of the complainant. Copy of paper book be supplied to them during the course of day.

Though the aforesaid factual position is not disputed by learned State counsel, but it is contended that serious injuries have been caused to the complainant.

Having regard to the role attributed to the petitioners, let status report be filed by the respondent-State.

Adjourned to 07.11.2023 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. 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.”

Today, it is informed by learned State Counsel, on instructions from ASI Dilbagh Singh, that in compliance of the order dated 17.08.2023, petitioners have since joined the investigation and they are no longer required for any investigation.

In view of the afore-said statement, order dated 17.08.2023 whereby interim anticipatory bail was granted to the petitioners in the FIR in question, is hereby made absolute. However, the petitioners shall continue to join the investigation as and when required by the Investigating Officer and make compliance of the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of.

January 30, 2024
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(DEEPAK GUPTA)
JUDGE

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