

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.47711 of 2023
Date of decision: 7th March, 2024

Kuldeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Inder Pal Singh, Advocate for the petitioner.
Mr. Amit Rana, Sr. Dy. Advocate General, Punjab
for the respondent/State.
Mr. Vikas Gupta, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.141 dated 04.08.2023 under Section 323, 452, 427, 506, 34 of the IPC (Section 325 of the IPC added later on) registered at Police Station Sadar Tarn Taran.

2. On 21.09.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner, inter alia, contends that the petitioner allegedly after pushing the complainant inflicted an injury on his left wrist with a danda, which was earlier opined to be simple in nature,

however, later on it was converted to an injury under Section 325 of the IPC. It has been submitted that admittedly there is a delay of eight days in the registration of the FIR in question, which lends credence to an exaggerated version having been brought forth by the complainant party.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 21.09.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Ranjeet 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 the circumstances, the petition is allowed and the interim order dated 21.09.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

March 7, 2024
rps

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