





petitioner, who had sustained total 34 injuries on his person including serious injuries on his head. Learned counsel further contends that Akashdeep Singh-petitioner had also sustained 03 injuries on his head, left arm and on his back. Jagdeep Singh, brother of the petitioner also sustained injury on his left elbow, which was declared to be grievous in nature. Learned counsel further contends that after a delay of two months, a cross version has been recorded against the petitioner and others by coining a false version. It was alleged that the petitioner had caused a blow with datar on the left side of head of Manpreet Singh. Learned counsel further submits that he had not caused any such injury to Manpreet Singh and a false role has been assigned to him after a long delay. Learned counsel further contends that the injured in the present case have already been discharged and are hale and hearty. Apart from that, Kashmir Kaur, Dalbir Singh alias Jeeta, Suchpreet Singh and Jagdeep Singh have already been granted the concession of anticipatory bail by this Court, vide orders Annexures P-6 to P-8 respectively and the custodial interrogation of the petitioner may not be required, at this stage.

3. On the other hand, in compliance of order dated 03.10.2024 passed by this Court, status report by way of an affidavit of Deputy Superintendent of Police, Sub-Division Attari, District Amritsar Rural has been filed by learned State counsel in Court today and the same is taken on record. Learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner had given a blow with datar on the left side of the head of Manpreet Singh, which has been declared to be grievous in nature. However, he could not dispute the fact that three persons on



the side of the petitioner had also suffered serious injuries and Gopal Singh had suffered 34 injuries on his person.

4. I have heard learned counsel for the parties and perused the record.

5. In the present case, the FIR was initially registered on the basis of the statement made by Kashmir Kaur, mother of the petitioner. The petitioner as well as his brother had also suffered serious injuries in the same occurrence. Now, after two months, a cross version has been recorded by the police and the involvement of the petitioner has been shown. It is a case of version and cross version and the question of aggressor is yet to be determined by the trial Court, during the course of trial.

6. Without commenting any further on the merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Section 438(2) of the Cr.P.C. It will be open for the Investigating Officer to call the petitioner to join investigation, if so required, by issuing a written notice in this regard and he shall abide by the conditions mentioned in Section 438(2) of the Cr.P.C.

23.10.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

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