

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-57211-2023

Date of decision: 20.01.2024

SUKHDEV SINGH @ SUKHA

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Nishant Sehgal, Advocate for
Mr. K.S. Brar, Advocate
for the petitioner.

Ms. Navreet K. Barnala, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

On the last date of hearing i.e on 14.11.2023, the following order was
passed:-

"1. Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner has sought the concession of anticipatory bail, in case FIR No.54 dated 24.05.2023, under Sections 326, 323, 324, 452, 427, 34 of the IPC, registered at P.S. Kathunangal, District Amritsar.

2. The allegations, as carried in the instant FIR, are that in a quarrel, which took place inter se the complainant party and the accused party, who rather are neighbours, the petitioner inflicted a Datar injury on the ring finger of right hand of the complainant, which constituted a grievous injury, thereby attracting the provisions of Section 326 of the IPC.

3. Considering the fact that the instant FIR is the result of an altercation between neighbours, as also the fact that the petitioner is not involved in any other criminal case, this Court deems it appropriate to, at this stage, grant the asked for relief.

4. Notice of motion for 17.01.2024.

5. Mr. Karunesh Kaushal, A.A.G, Punjab, accepts notice on behalf of State of Punjab.

6. The learned State counsel, on instructions from ASI Rashpal Singh, intimates this Court that one of the co-accused in the instant FIR, namely, Bir Kaur has been enlarged on regular bail by the learned trial Court concerned, while one of the co-accused, namely, Sunny has been granted the concession of anticipatory bail by the learned Sessions Judge concerned.

7. In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C."

Learned counsel for the petitioner submits that in pursuance of the order dated 14.11.2023, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Baljinder Singh, submits that the petitioner has joined the investigation and he is not required for any further custodial interrogation.

In view of the statement made by learned State counsel, the interim order dated 14.11.2023, is hereby made absolute.

20.01.2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No