

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M-60806-2023 (O&M)
Date of Decision: 19.01.2024

YOGESH KUMAR
Versus
STATE OF PUNJAB
...Petitioner
...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. J.S. Jaidka, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG, Punjab.

Mr. Fariad S. Virk, Advocate
for the complainant.

MANISHA BATRA, J. (Oral)

1. Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in GD No.52 dated 18.05.2023 registered under Sections 307, 323, 324, 506, 148 and 149 of IPC at Police Station Division No.7, District Ludhiana (Annexure P-2) arising out of case FIR No.215 dated 17.05.2023, registered under Sections 307, 323, 324, 354, 34, 506 and 341 of IPC at Police Station Division No.7, District Ludhiana.
2. Vide order dated 04.12.2023, the petitioner had been directed to join the investigation.
3. Learned State counsel on instructions received from Investigating Officer states that the petitioner has since joined the investigation and he is not required for custodial interrogation. Even challan has been prepared and charges have been framed against the petitioner. The injury sustained by the injured that had been declared dangerous to life has not been attributed to the present petitioner but to the co-accused. No

CRM-M-60806-2023 (O&M)

recovery is to be effected from the petitioner. As such in my opinion no useful purpose would be served by detaining the petitioner in custody.

4. In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 04.12.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

January 19, 2024
himanshu

(MANISHA BATRA)
JUDGE

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