

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.61670 of 2023
Date of decision: 13th March, 2024

Pawan Bhat @ Pawan Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

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

Mr. Navdeep Singh, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.117 dated 03.11.2023 under Sections 365, 341, 342, 323, 379-B, 506, 500, 148, 149 of the Indian Penal Code, 1860, registered at Police Station Bahavwala, District Fazilka.

2. On 07.12.2023, learned counsel for the petitioner has made the following submissions:

“Learned counsel for the petitioner submits that though the petitioner was named in the FIR, however, other than simple injuries being attributed to him and allegations of the accused uttering expletives, there was no other role attributed to the petitioner.”

3. On the last date of hearing, i.e. 19.12.2023, noticing the following submissions made by learned State counsel, this Court had

granted the concession of interim bail to the petitioner and asked him to join investigation:

“Learned State counsel, on instructions has not disputed that only simple injuries have been attributed to the petitioner and he had allegedly uttered expletives to the complainant. On a pointed query, learned State counsel, on instructions, has informed the Court that the petitioner is not involved in any other criminal case.”

4. Learned counsel for the petitioner submits that in compliance of the order dated 19.12.2023, the petitioner has joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions, 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.

6. In the circumstances, the petition is allowed and the interim order dated 19.12.2023 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 13, 2024
rps

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