

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

215

CRM-M-64372-2023

Date of decision: 12.03.2024

Karaj Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Prince Sharma, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.161 dated 05.10.2023 under Sections 326/325/323/148/149 of the IPC registered at Police Station Sadar Patti, Tehsil Patti, District Tarn Taran.

2. On 04.01.2024, while noticing the following submissions made by the 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 delay of 03 days in the lodging of the FIR lends credence to an exaggerated version having been brought forth by the complainant while lodging the FIR in question which has been annexed as Annexure P-2. It has been submitted that in the occurrence in question, father of the petitioner too received injuries at the hands of the complainant party which finds duly reflected in his Medico Legal Report which has been annexed as Annexure P-4 dated 03.10.2023 i.e. on the date of occurrence itself. Learned counsel submits that the injuries received by the father of the petitioner were on his scalp and other parts of the body which could not be self inflicted or fabricated

injuries. It has also been submitted that even otherwise the only injury attributed to the petitioner is on the left arm of one Dharminder Mishra which was opined to be grievous in nature. He further submits that the petitioner is ready to join investigation and cooperate with the investigating agency.”

3. Learned counsel for the petitioner submits that in compliance of order dated 04.01.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Karam 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 view of the above, the petition is allowed and interim order dated 04.01.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

12.03.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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