

213

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-65187-2023

Date of Decision:05.02.2024

Harchet Singh

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Ms. Bisman Mann, Advocate and
Mr. Veer Vikram Singh Mann, Advocate, for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

Mr. Abhishek Singla, Advocate and
Mr. Shubham Gupta, Advocate for the complainant.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 438 Cr.P.C. with a prayer to grant anticipatory bail to him in case FIR No.133 dated 16.10.2023, registered under Sections 379-B, 325, 324, 336, 323, 148, 149 of IPC and under Sections 27/54/59 of Arms Act, at Police Station Raman, District Bathinda.
2. On the last date of hearing i.e. 16.01.2024, the following contentions were noticed by this Court:-

“Learned counsel for the petitioner contends that the petitioner is working as Senior Executive in Department of Electrical Maintenance, HMEL's Guru Gobind Singh Refinery, Kanakwal, District Bathinda and on the date of alleged occurrence, he was present in the Refinery. Learned counsel for the petitioner has relied upon the identity card and biometric attendance record of the petitioner, which have been annexed as Annexures P-3 and P-4, respectively.”

3. Learned State counsel submits that in the present case, it has been found that the petitioner was not present at the place of occurrence and has been found to be innocent.

4. In view of the statement made by learned State counsel and without commenting 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.

05.02.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

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