

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.65158 of 2023
Date of decision: 1st April, 2024

Vijay Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Amit Gupta, Advocate for
Mr. Vipin Mahajan, 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.73 dated 27.11.2023 under Sections 326, 324, 323, 148, 149, 506 of the Indian Penal Code, 1860, registered at Police Station Taragarh, District Pathankot.

2. On the last date of hearing, i.e. 22.12.2023, while noticing the following submissions made by 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 a false and fabricated case has been planted upon the petitioner; though injury inviting the mischief of offence under Section 326 of the IPC has been

attributed to the petitioner, however, it is on the little finger of the complainant, which on the face of it, is a self-inflicted injury.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 22.12.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Vimal Kumar, 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 the circumstances, the petition is allowed and the interim order dated 22.12.2023 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

April 1, 2024
rps

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