

Present:- Sh HS Khara, Adv. Counsel for petitioner Jagdeep Singh
Sh. Harvinder Singh, Addl.P.P for State
(bail application qua petitioner Inderjeet Singh dismissed as withdrawn).

Heard. Petitioner Jagdeep Singh has approached this Court for grant of anticipatory bail, in FIR no. 133 dated 4.7.2020, u/s 458, 324, 427, 148, 149 IPC, PS Sangat. Counsel for the petitioner submitted that the present FIR was registered on the statement of Priyanka, wherein there is no mention of any specific overt act on the part of the petitioner. Nothing is to be recovered from him and his custodial interrogation is not required. Moreover, it is a cross case and it is yet to be decided that which party is aggressor.

A perusal of the record reveals that as per the version of complainant Priyanka, the occurrence took place in their house, whereas there is cross version of Parminder Kumar that the occurrence took place in the street. Thus whether offence u/s 458 IPC is made out or not is a debatable question. It being a cross version FIR, at this stage, it cannot be decided as to which party was aggressor. Moreover, no specific injury is attributed to the petitioner Jagdeep Singh. The criminal liability of the petitioner at this stage cannot be determined. Except for offence u/s 458 IPC, remaining all the offences are bailable in nature and co-accused Ankita Batra has already been granted interim bail. As such, without commenting on the merits of the case in hand, the applicant-petitioner Jagdeep Singh is ordered to join the investigation with the IO and on his doing so, he be released on interim anticipatory bail in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of arresting officer/IO, of PS **Sangat**, subject to the conditions as laid down under section 438(2) Cr.P.C.

Now file be put upon 17.11.2020 and the Investigating Officer along with record be summoned for the date fixed to verify the compliance.

Dated: 27.10.2020

(Amit Thind)
ASJ, Bathinda
UID No.PB0189

Manju
Stenographer