

201-A

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.16623 of 2015 (O&M)

Decided on: 30.07.2015

NARINDER KUMAR . . . Petitioner

Versus

STATE OF PUNJAB . . . Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Ritesh Pandey, Advocate
for the petitioner.

Mr. N.K. Chopra, DAG, Punjab.

TEJINDER SINGH DHINDSA, J. (Oral)

This order shall dispose of CRM-M No.16623 of 2015 titled as 'Narinder Kumar Vs. State of Punjab' and CRM-M No.14206 of 2015 titled as Shakshi Rani Vs. State of Punjab' as prayer made in both these petitions is for grant of concession of anticipatory bail to the petitioners in case FIR No.24 dated 30.03.2015, under Sections 307, 427, 148, 149 IPC and Section 25/27/54/59 of Arms Act, registered at Police Station, Kathu Nangal, District Amritsar (Rural).

CRM-M No.16623 of 2015 (O&M)

On 15.05.2015, while issuing notice of motion in CRM-M No.14206 of 2015, following order was passed by this Court:-

“Counsel would contend that even as per version of the complainant, it was co-accused Raj Kumar, who had opened fire and the only allegation against the present petitioner is with regard to having stood in the way.

List on 30.7.2015.

In the meanwhile, petitioner is directed to join investigation and to appear before the I.O on 28.5.2015.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

On 21.05.2015, order passed by this Court in CRM-M No.16623 of 2015, reads in the following terms:-

“Counsel would contend that the present petitioner is identically situated as co-accused, Shakshi Rani, who has been granted interim protection as regards arrest by this Court vide order dated 15.05.2015 in CRM No.M-14206 of 2015.

Notice of motion, returnable 30.07.2015.

In the meanwhile, petitioner is directed to join investigation and to appear before Investigating Officer on 28.05.2015.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from SI Nirmal Singh, would apprise the Court that the petitioners in these connected petitions have since joined investigation.

Under such circumstances, custodial interrogation of the petitioners would not be warranted. Both the petitions are, accordingly, allowed. Orders dated 15.05.2015 as also 21.05.2015, passed by this Court, are made absolute.

Disposed of.

[TEJINDER SINGH DHINDSA]
JUDGE

30.07.2015
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