

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

CRM-M-30310 of 2015 (O&M)

Decided on: 29.9.2015.

Kanwaljit Singh @ Kaka

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. M.S. Bajwa, Advocate,
for the petitioner.

Mr. Luvinder Sofat, AAG Punjab.

JITENDRA CHAUHAN.J.(ORAL)

The present petition under Section 438 of the Code of Criminal Procedure has been filed seeking pre-arrest bail in FIR No 86 dated 28.5.2015, registered under Section 307 and Section 25 of Arms Act, at Police Station Dharamkot, District Moga.

The learned counsel for the petitioner contends that the petitioner has been implicated in the present FIR on the basis of disclosure statement of co-accused Gurjeet Singh, who allegedly has stated that the contraband recovered from him was purchased from the petitioner. He further states that the petitioner was not in the town and in fact he had gone to pay obeisance at Chintpurni temple. No empty was recovered from the spot. The local police was not informed with regard to the fire incident. He is not involved in any other FIR.

On the other hand, learned State counsel opposes the

grant of anticipatory bail to the petitioner.

In view of the fact that the petitioner has been involved in the present case on the basis of disclosure statement made by the co-accused and that the empty was not recovered from the spot, without expressing any opinion on the merits of the case, the application for grant of anticipatory bail stands accepted. In event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

1. That he shall make themselves available for interrogation by a police officer as and when required;
2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;
3. That he shall not leave India without previous permission of the Court.

29.9.2015.
SN

(JITENDRA CHAUHAN)
JUDGE