

201-3

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-32400 of 2014

Date of decision: September 23, 2015

Dilbagh Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. G.S. Sidhu, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG Punjab.

Mr. A.P.S. Deol, Senior Advocate with
Mr. Vishal Rattan, Advocate
for the complainant.

SABINA, J

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.62 dated 06.05.2014, under Sections 457, 307, 148, 149 of Indian Penal Code, 1860 ('IPC' for short) (Sections 182, 195, 211, 120-B IPC added later on) and Section 25, 27 of the Arms Act, 1959, registered at Police Station Baghapurana.

In the present case, admittedly, offences under Sections 182, 195, 211, 120-B IPC have been added. Let necessary additions be made in the head note of the petition.

While issuing notice of motion, following order was passed by this Court on 19.09.2014:-

“Learned counsel for the petitioner submits that the petitioner was not initially named in the FIR in question, i.e. FIR No.62 dated 6.5.2014, registered at Police Station Baghapurana, but was subsequently named in the report submitted to the Special Investigation Team by the Inspector, CIA, Moga.

He further submits that actually the petitioner is being simply implicated on account of political rivalry.

He further submits that as already stated in the order dated 8.9.2014 passed in Crl.Misc.No.M-29565 of 2014, in respect of co-accused of the petitioner, i.e. one Roop Singh, it was actually the said co-accused, who was shot in the chest.

Notice of motion, returnable on 14.10.2014.

To be heard along with Crl.Misc.No.M-29565 of 2014.

In the meanwhile, in case of arrest of the petitioner, he would be immediately released on bail, on his furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/Ilaga Magistrate. He shall, further, abide by all the conditions stipulated in Section 438(2), Cr.P.C."

Learned State counsel who is assisted by Inspector Partap Singh has submitted that petitioner has joined investigation and is not required for further investigation.

Accordingly, interim bail granted to the petitioner by this Court vide order dated 19.09.2014, is made absolute.

Petition stands disposed of accordingly.

**(SABINA)
JUDGE**

September 23, 2015
mahavir