

In the High Court of Punjab and Haryana at Chandigarh

.....

Criminal Misc. No.M-33921 of 2015

.....

Date of decision:30.11.2015

Baljinder Singh

.....Petitioner

v.

State of Punjab

.....Respondent

....

Present: Mr. Amrinder Singh Sekhon, Advocate for the petitioner.

Ms. Simsi Dhir Malhotra, Deputy Advocate General, Punjab
for the respondent-State.

.....

Inderjit Singh, J.

The petitioner has filed this petition under Section 438 Cr.P.C.
for grant of anticipatory bail in case FIR No.218 dated 12.9.2014 registered
for the offences under Sections 307 and 34 IPC and Sections 25 and 27 of
the Arms Act at Police Station Kotwali Faridkot, District Faridkot.

Notice of motion has been issued in this case.

Mr. Simsi Dhir Malhotra, learned Deputy Advocate General,
Punjab has put in appearance on behalf of the respondent-State and
contested this petition.

I have heard learned counsel for the petitioner and learned
Deputy Advocate General, Punjab appearing for the respondent-State and
have gone through the record.

From the record, I find that in the present case the petitioner

[2]

has been summoned under Section 319 Cr.P.C. by the trial Court. He was not originally challaned. The present petitioner is not required for investigation or interrogation purposes, but he is only to appear before the trial Court to face trial.

The petitioner has already appeared before the trial Court as stated by his counsel and has been released on interim bail. No useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The interim order dated 5.10.2015 passed by this Court granting interim bail to the petitioner is made absolute.

November 30, 2015.

(Inderjit Singh)
Judge

hsp