

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

**CRM-M No.40027 of 2013
Date of Decision 22.01.2015**

Surat Singh @ Suraj

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE M.M.S BEDI

Present: Mr. R.S. Rai, Sr. Advocate with
Mr. Dilpreet Singh, Advocate
for the petitioner.

Mr. R.S.Nain, AAG, Punjab.

M.M.S BEDI, J.(ORAL)

On the basis of secret information received by the police to the effect that petitioner along with one other person had fought with few persons and fired upon them with the intention to kill them.

On notice having been issued ASI Sanjiv Kumar present in the Court. Perusal of the police file indicates that on receipt of information at 8:30 p.m on 07.11.2013 statement of Balraj Singh, Pukhraj Singh and Sunil Kumar were recorded to the effect that the petitioner had fired hitting none. Perusal of the police file indicates that no empty was recovered.

It being a case of no recovery, the petitioner can be granted the concession of pre-arrest bail.

Learned State counsel informs that petitioner is involved in few other cases of assault.

Without expression of any opinion on the basis of other cases, taking into consideration the fact that the FIR was registered in the present case on the basis of secret information. Without verification of the facts the petitioner can be granted pre-arrest bail. It is ordered that in case arrest of petitioner, petitioner has joined the investigation pursuant to the interim order passed by this Court.

Petition is allowed. It is ordered that in case of arrest of petitioner, he will be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the arresting office subject to following conditions:

- (i) that the petitioner will join investigation as and when required;
- (ii) that the petitioner will not indulge in any similar offence during the pendency of the trial.
- (iii) that the petitioner will not tamper with the evidence or hamper the investigation in any manner.

Disposed of.

22.01.2015
harsha

(M.M.S.BEDI)
JUDGE