

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

CRM-M No. 18024 of 2016

Date of decision : September 28, 2016

Amrik Singh @ Sonu,

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Ms. Satwant Mehta, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG Punjab

Mr. Meharpreet Khaira, Advocate
for the complainant.

Ajay Tewari, J (Oral)

The petitioner seeks grant of anticipatory bail in case FIR No.76, dated 9.3.2015, registered under Sections 302, 323, 307, 34 of the IPC and Sections 25, 27 of the Arms Act, at Police Station City Tarn Taran.

On 31.5.2016, the following order was passed :-

Application is allowed, as prayed for.

Annexure P-4 is taken on record.

Application stands disposed of.

Main Case

Petitioner seeks concession of anticipatory bail in case FIR No.76 dated 09.03.2015, under Sections 302, 323, 307, 34 of Indian Penal Code read with Sections 25, 27 of Arms Act, registered at Police Station City Tarn Taran, District Tarn Taran.

Counsel would submit that during the course of investigation petitioner had been found innocent and only thereafter by virtue of an application under Section 319 Cr.P.C. having been allowed that the petitioner has been summoned to face trial as an additional accused.

Counsel appearing for the petitioner would submit that in pursuance to the summoning order, the petitioner is ready and willing to join trial proceedings. That apart even the deposition of the complainant Sukhjit Singh as PW-1 and on the basis of which the summoning order has been passed has been adverted to at Annexure P-4 to contend that the role attributed to the present petitioner is of having raise a *lalkara* and having given beatings to the complainant as also one Barinder Singh. Further contended that even as per deposition of the complainant, no injury has been attributed to the present petitioner on the person of the deceased Amandeep Singh.

Notice of motion, returnable for 13.09.2016.

In the meanwhile, it is directed that in case the petitioner duly appears before the trial Court on the date already fixed i.e. 02.06.2016, he would be entitled to interim bail subject to satisfaction of the trial Court.

A copy of this order be furnished to counsel for the petitioner under the signatures of the Bench Secretary of this Court.”

Counsel for the petitioner states that the petitioner has

appeared before the trial Court and has been granted interim bail.

Learned Addl. AG Punjab, on instructions from ASI Amarjit Singh, as well as counsel for the complainant have not denied the fact that the allegation against the petitioner was of having given beatings and there is no allegation of causing any injury to the deceased.

In these circumstances, the order dated 31.5.2016 is made absolute. The present petition stands disposed of accordingly.

September 28, 2016
'kk'

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No