

CRM-M-22108 of 2016

[1]

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

Sr. No. 202

CRM-M-22108 of 2016

Date of decision: August 09 2016

Sandeep Singh @ Sunny

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Harshit Jain, Advocate,
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

JASPAL SINGH, J

This is a petition preferred by the petitioner-Sandeep Singh @ Sunny under Section 438 Cr.P.C. seeking pre-arrest bail in case FIR No. 23, dated February 21, 2016, under Sections 307, 323, 452, 427, 506, 148, 149 IPC and 25, 27 of Arms Act, 1959 (later on 325 IPC has been added) registered at Police Station Dhuri, District Sangrur (Annexure P-1).

While issuing notice of motion, following order was passed by this Court on July 04, 2016:-

“Learned counsel for the petitioner inter alia contends that the role attributed to the present petitioner is that he fired 4/5 shots from his revolver but it did not result any infliction of injury to any person.

Learned counsel for the petitioner further contends that co-accused of the petitioner has already been granted the concession of bail by this Court vide order dated 27.05.2016 passed in CRM-M-

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18871-2016 (O&M).

Notice of motion for 09.08.2016.

Meanwhile, petitioner is directed to join the investigation. In the event of arrest, the petitioner is ordered to be released on interim bail to the satisfaction of arresting officer subject to the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel has submitted that in compliance of order dated July 04, 2016, petitioner has already joined the investigation but recovery of the revolver alleged to be used in the commission of offence is still required to be effected. However, in response to query put by this Court to learned State counsel as to whether any spent cartridge has been recovered from the spot at the time of spot inspection, she has parried that no spent cartridge was recovered from the spot. Even otherwise also it is a case of no injury.

Taking into consideration the above facts of the case, interim order dated July 04, 2016 is made absolute, subject to the conditions, as envisaged under Section 438(2) Cr.P.C.

August 09, 2016

Avin/Ankur

**(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No