

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

**CRM-M No. 22767 of 2016 (O&M)
Date of Decision : 20.07.2016**

Surjit Singh

.....Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : None for the parties.

ASI Sevak Singh in person.

- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for anticipatory bail filed in case bearing FIR No.52 dated 24.05.2016, under sections 307/34 IPC and Sections 25/27/54/59 of Arms Act, registered at Police Station Badhni Kalan, District Moga.

The allegation is that when the police raided the house of the petitioner and his brother they alongwith other persons fired upon the police party. It is stated that out of 4 persons who have been named Manpreet Singh son of the petitioner and Ranjit Singh, the brother of the petitioner (co-owner of the house) are in custody but Gagandeep Singh and the petitioner are evading arrest.

On asking, the officer informed me that there are many cases pending against Manpreet Singh and Gagandeep Singh but has accepted that Surjit Singh, the present petitioner and his brother Ranjit Singh are not accused in any other case. He has also accepted the fact that no person was hurt in the firing incident.

In these circumstances, I do not deem it appropriate to deny bail to the petitioner.

Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the investigating officer on 27.07.2016 and on any other date as and when his presence is required. In case the petitioner does not appear before the investigating officer in the aforesaid manner the present petition would be deemed to have been dismissed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

20.07.2016
Pooja sharma-I