

CRM-M-29901-2016

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

CRM-M-29901-2016

Date of Decision: 19.09.2016

Jagtar Singh @ Happy

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. G.S.Kaura, Advocate,
for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.15 dated 16.01.2016, registered at Police Station Zirakpur, under Sections 307, 186, 353/34 IPC read with Sections 25, 27, 52 and 59-A of Arms Act.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Learned counsel for the petitioner argued that members of the police party were in drunken condition and an altercation took place due to which the petitioner has been falsely implicated in the present case. No

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such occurrence took place. The petitioner was not armed with any weapon.

Keeping in view the facts and circumstances of the present case and in view of the facts that it is a case of no injury and that the petitioner is not required for custodial interrogation, I find that no useful purpose would be served by sending the petitioner to custody. Therefore, I allow this petition and it is ordered that in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer, subject to the condition that the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

19.09.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No