

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

CRM-M-32890-2016 (O&M)

Date of decision : 21.10.2016

Balkaran Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Karanjeet Singh Brar, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Vishan Lal.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in FIR No.74 dated 05.07.2016, registered under Sections 307, 420, 468, 148 and 120-B of the Indian Penal Code, and Section 25 of the Arms Act, at P.S. Sri Muktsar Sahib.

Contents that initially, the FIR was registered under Sections 420, 468, 148 and 120-B IPC. Section 307 IPC and Section 25 of the Arms Act were added subsequently. No injury or overt act has been attributed to the petitioner.

On instructions, she states that though, the petitioner has joined the investigation, but he is not cooperating. The petitioner has been specifically named in the FIR. He is a member of the gang headed by co-accused Yadwinder Singh @ Chandi, who is the the mastermind and wanted to eliminate one Ranjit Singh, who belongs to the opposite party.

Heard.

The defence put forth by the petitioner that he was lodged in jail on the date of occurrence in the instant FIR, shall be dealt with at an appropriate stage. This Court shall refrain from making any observation on the point, lest it shall prejudice the case of either party.

The petitioner has repeatedly joined the investigation. Accordingly, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 19.09,2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

21.10.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No