

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

CRM No.M-37805 of 2015 (O&M)

Date of Decision: 18.01.2016

Sandeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. SPS Sidhu, Advocate for the petitioner.

Ms. Anmol Grewal, AAG, Punjab.

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TEJINDER SINGH DHINDSA.J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking the concession of anticipatory bail to the petitioner in case FIR No.2 dated 08.01.2015, under Sections 323/148/149/506/427 IPC and Sections 307/452/120-B IPC and Section 52 of Prison Act (added lateron vide DDR No.28 dated 06.06.2015), registered at Police Station City Gurdaspur, District Gurdaspur.

While issuing notice of motion on 04.11.2015, the following order was passed by this Court:

“Learned counsel for the petitioner has submitted that the petitioner was not named in the FIR. In fact, after completion of investigation, challan was presented against accused Surjit Kumar, Bhagwant Singh, Ranjit Singh, Gamdoor Singh and Mandeep Singh. Petitioner was confined in Central Jail, Gurdaspur and has now been acquitted by the trial Court. Complainant made an application at a later stage alleging that the petitioner was also one of the assailants.

Notice of motion for 18.01.2016.

In the meantime, in the event of arrest, petitioner be

admitted to interim bail subject to the satisfaction of the Arresting Officer. Petitioner shall abide by the conditions envisaged under Section 438(2) of the Code of Criminal Procedure, 1973.”

Learned State counsel upon instructions from HC Rajinder Singh would apprise the Court that the petitioner has since joined investigation. That apart, the observations contained in the notice of motion order have also gone unrebutted.

Petition is allowed. Order dated 04.11.2015 is made absolute.

Disposed of.

18.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**