

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-5181 of 2016 (O&M)

Date of Decision: 27.04.2016

Jagtar Singh

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. Vivek Goel, Advocate for the petitioner.

Mr. K.D. Sachdeva, Addl. A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.36 dated 7.3.2015 under sections 302, 307, 34 I.P.C and sections 25, 27, 54, 59 of Arms Act, registered at Police Station, Division No.2, Jalandhar, District Jalandhar.

On 2.3.2016, the following order was passed by this Court:-

“The present petition has been filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.36 dated 07.03.2015, under Section 302/307/34 IPC and Sections 25/27/54/59 of the Arms Act, registered at Police Station Division No.2, Jalandhar, District Jalandhar.

During the course of arguments today, it has gone uncontroverted that the present petitioner has been found to be innocent and has thereafter been summoned to face trial as an additional accused by virtue of an application under Section 319 Cr.P.C. having been allowed.

Even in the order dated 02.01.2016 passed by the learned Sessions Judge, Jalandhar summoning the

petitioner as additional accused, the role attributed is of having raised a lalkara and of being in possession of a cartridge belt. Learned senior counsel would submit that the petitioner otherwise is ready and willing to join trial proceedings.

List on 27.04.2016.

In the meanwhile, it is directed that in case the petitioner duly appears before the trial Court within a period of one week from today, he would be entitled to interim bail subject to satisfaction of the trial Court.”

Learned counsel for the petitioner has produced in Court today certified copy of order dated 5.3.2016 of the learned Sessions Judge, Jalandhar in terms of which petitioner has duly appeared before the Trial Court and has furnished requisite bail bonds and surety bonds.

In the light of such factual position, the present petition is allowed. The order dated 2.3.2016, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

27.04.2016
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