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

CRM-M No.40917 of 2016

Date of Decision: 19.01.2017

GURWINDER SINGH @ GARI & ORS

.....Petitioners

Vs

STATE OF PUNJAB AND ORS

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Sanjeev Manrai, Sr. Advocate with
Mr. Gaurav Talwar, Advocate
for the petitioners.

Mr. P.S. Ghuman, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

The petitioners seek grant of anticipatory bail in case bearing FIR No.152 dated 25.07.2014, registered under Sections 307/336/120-B/34 IPC and under Sections 25/27 54, 59 of the Arms Act at Police Station Dakha (Rural), Ludhiana.

The allegations are that the complainant Hardev Singh @ Harry stated before the Police that an election was to take place in Khalsa College, Gurusar Sudhar. Complainant received a threatening call from Ravi Rajgarh and Rinku, who were lodged in Jail that in case, he files nomination for the post of President in the College, then there will be firing at his place.

On 25.07.2014 at about 12.00 p.m. in the midnight, a vehicle make Scorpio came in front of the house of the complainant and the occupants raised *lalkara* and thereafter started indiscriminate firing at the house of the complainant. It was also alleged by the complainant that the said firing was got done by Jabjit Singh, Gurprem Singh and Nikka in conspiracy with Ravi Rajgarh.

The petitioners were declared proclaimed offender, however in CRM-M No.39921 of 2016, this Court while issuing notice of motion stayed operation of the order dated 21.05.2015.

In view of above, petitioners are directed to appear before the Investigating Officer/SHO to join investigation on 23.01.2017 and in the event of their arrest, they shall be enlarged on anticipatory bail, subject to the following conditions as envisaged under Section 438(2) Cr.P.C:-

- i) that the petitioners shall make himself available for interrogation before the Investigating Officer as and when required;
- ii) that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any

police officer;

- iii) that the petitioners shall not leave the country, without prior permission of the Court and shall surrender his passport, if any.

Petition stands disposed of.

January 19, 2017
Atik

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No