

CRM No.18452 of 2017 IN/AND IOIN-CRM-M-43787 of 2016

Kamaljit Singh versus State of Punjab and others

Present: Mr. R.S. Rai, Senior Advocate with
Mr. Dilpreet Singh, Advocate for applicant-respondent No.5.

Mrs. Rajni Gupta, Addl. AG Punjab.

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Heard learned Senior counsel for applicant-respondent No.5.

This is an application for modification of the order dated 08.05.2017 on the ground that the Apex Court had already deleted the condition imposed by this court on the premise of which, this Court finally cancelled the regular bail granted to applicant-respondent No.5.

I have perused the order dated 30.03.2017 made by the Apex Court. The relevant part of the said order read thus:-

“The rider placed by the High court that “petitioner shall not apply for modification of this condition” is a rider which has been imposed in advance without considering the prayer to be made at subsequent point of time not when this observation is made.”

It is clear from the reading of the above order of the Apex Court that what is deleted is the rider on the applicant-respondent No.5 to apply for modification of the condition imposed by this court. In other words, the condition imposed by this Court still stands which was not deleted. However, pursuant to Apex Court order, applicant-respondent No.5 was entitled to apply for modification of the condition.

Learned Senior counsel for applicant-respondent No.5. further argued that even on merits, this court itself observed in the order dated 08.05.2017 making cancellation of bail that applicant-respondent No.5 had gone to attend the civil Court. In that view of the matter, he submits that the said order be recalled. It is not possible to review the said order for the reasons advanced by learned Senior counsel.

Hence, application stands dismissed.

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Affidavit of Suresh Arora, IPS, Director General of Police, Punjab as well as circular appended thereto, filed by learned State counsel, today in Court, is taken on record and seen by me.

The same is satisfactory. Disposed of.

(A.B. CHAUDHARI)
JUDGE

June 01, 2017

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