

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

**Criminal Misc. No. M-18810-2018
Date of Decision: 26.07.2018**

Mandeep Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Dilpreet Singh Gandhi, Advocate for the petitioner.
Mr. Rajesh Bhardwaj, Sr. DAG, Punjab.

...

Inderjit Singh, J.

Petitioner-Mandeep Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.63 dated 05.03.2018, registered at Police Station City Tarn Taran, District Tarn Taran, under Section 420 of Indian Penal Code.

Notice of motion was issued in this case.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record I find that the FIR was registered against the petitioner on the application made by complainant Kashmir Singh. The gun is stated to be in the name of father of the complainant.

Learned counsel for the petitioner states that there is a dispute between father and son regarding transfer of gun license and this false FIR has been registered. The allegation in the FIR is that the complainant had given Rs.10,000/- to the petitioner for registering the gun in the DC office

and Rs.70,000/- for preparing the arms license in the name of son of the complainant.

Moreover, in pursuance of the interim order dated 11.05.2018, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose would be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 11.05.2018, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

26.07.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No