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

**CRM-M No.39238 of 2017
Date of Decision: 04.05.2018**

TARSEM SINGH

.....Petitioners

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Mohit Rampal, Advocate
for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

Notice of motion was issued on the basis of alleged ambiguity in the name of petitioner. On 07.11.2017, the contention of learned counsel for the petitioner was duly noticed to the effect that petitioner was not named in the FIR, nor any role was attributed to him. The fire arm injury was attributed to Manjeet Singh son of Ajit Singh and Buta Singh son of Kala Singh.

On 07.11.2017, learned State counsel stated that though the petitioner is not named in the FIR, but he is also known by the name of Buta Singh and alias name of his father Surjit Singh is Kala Singh. The said fact has also been recorded in the order passed by the Court of Sessions. Learned State

counsel was directed to file specific affidavit of Investigating Officer in that regard and interim bail granted to the petitioner was made to continue.

On 14.03.2018, ASI Sukhdev Singh Investigating Officer filed the affidavit corroborating the stand taken by the learned State counsel on 29.01.2018. It was also pointed out that the petitioner has not cooperated in the investigation in facilitating the recovery of weapon. The case was adjourned for today.

Today, learned State counsel on instructions from ASI Tejinder Singh states that the petitioner has not facilitated the recovery of weapon despite interim protection granted by this Court.

In view of above, I am of the view that the petitioner despite the protection given by this Court has not joined the investigation fully and his custodial interrogation is required for effecting the weapon used in the offence.

Consequently, the present petition for the grant of anticipatory bail is dismissed.

May 04, 2018

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No