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

CRM-M-22588 of 2019

Date of decision: November 07, 2019

Amandeep @ Amanpreet Singh @ Aman

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. D.S. Sandhu, Advocate for the petitioner.

Mr. H.S. Multani, AAG Punjab.

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioner, in FIR No.20 dated 21.03.2019, under Sections 307, 341, 506, 148, 149 of the Indian Penal Code, 1860 (for short 'IPC') and Sections 25/27 of the Arms Act, 1959 (for short 'Act'), registered at Police Station Dhilwan, District Kapurthala.

On 17.05.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that son of the complainant/injured, namely, Vijay Kumar is facing two criminal cases i.e. FIR No.136 of 2017, under Sections 323, 324, 326, 341, 506, 148, 149, IPC, registered at Police Station Kartarpur, Jalandhar and FIR No.108 dated 01.09.2018, under Sections 323, 324, 341, 120-B, 148, 149, IPC, registered at Police Station Subhanpur, Kapurthala. Further contends that above Vijay Kumar has also been declared as

proclaimed offender and present case is a counter blast to the above FIRs.

Notice of motion for 18.07.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

In pursuance of order dated 17.08.2019 passed by this Court, status report by way of affidavit of Dr. Simrat Kaur, Assistant Superintendent of Police, Sub Division Bholath, District Kapurthala already filed in the Registry, is taken on record and perusal of the same reveals that in other criminal case against the petitioner, i.e. FIR No.5 dated 10.01.2018, under Sections 307, 324, 427, 341, 34 of IPC, registered at Police Station Subhanpur, District Kapurthala, after investigation, cancellation report has been prepared by the police.

Learned State counsel, on instructions from ASI Bhagwant Singh, has stated that in terms of order dated 17.05.2019, the petitioner has joined investigation and his custodial interrogation is not required, in this case.

In view of the above, order dated 17.05.2019 granting interim bail to the petitioner, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further

investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

November 07, 2019
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No