

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

CRM-M-26374-2019 (O&M)

Date of decision : 22.10.2019

Gurpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rishu Mahajan, Advocate for the petitioner.

Mr. Surinder Pal Singh Tinna, Additional A.G. Punjab.

Mr. G.S. Nagra, Advocate for the complainant.

ANIL KSHETARPAL, J. (ORAL)

On 04.06.2019, following order was passed:-

“Contends that the alleged occurrence took place on 16.06.2016 and the FIR was lodged after delay of 11 days. As per the FIR, the petitioner is attributed a bullet shot on the back of the complainant. However, there is no medico legal report in support thereof, though, as per the complainant he was got admitted at Guru Nank Hospital, Jalandhar and from there he was referred to PGIMER Chandigarh. It has further been submitted that in the inquiry which was conducted by DSP Jandiala Guru, the petitioner was found to be innocent and till date the final report has not been submitted, even though, the occurrence took place almost three years back.

Notice of motion for 01.08.2019.

In the meanwhile, the petitioner is directed to join investigation as and when required and to cooperate with investigating agency. On doing so, he shall be released on interim bail to the satisfaction of Investigating/Arresting officer. The petitioner shall abide by the terms and conditions as envisaged in Section 438 (2) Cr.P.C.”

On 30.09.2019, learned counsel for the State requested that the petitioner should be directed to once again join the investigation. Accordingly, petitioner was directed to join investigation on 04.10.2019.

Learned counsel for the State, on instructions from ASI Baljinder Singh, has submitted that the petitioner has not joined investigation. He further submits that petitioner is intentionally avoiding as bullet which has been recovered from the body of the victim is to be matched with the pistol used in the offence but the petitioner is avoiding to surrender the same.

Keeping in view the aforesaid facts, this Court is not inclined to grant concession of pre-arrest bail.

Accordingly the present petition is dismissed.

22.10.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No