

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

227A

**CRM-M-29329-2019
DATE OF DECISION: 25.07.2019**

GURPREET SINGH AND ANR.

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sant Pal Singh Sidhu, Advocate
for the petitioners.

Ms. Sudeepti Sharma, Addl. AG, Punjab.

Mr. Pratham Sethi, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking anticipatory bail in FIR No. 40 dated 20.05.2019, under Sections 307 and 341 of the Indian Penal Code, 1860, besides Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Lakho Ke Behram, District Ferozepur.

Learned counsel for the petitioners contends that the FIR is politically motivated inasmuch as co-accused Baljeet Singh had received a gunshot injury at the hands of the son of the local MLA and the police had failed to register an FIR. He had to file a criminal complaint, which is pending adjudication. A copy of the complaint is at Annexure P3. He also contends that the MLR of co-accused Baljeet Singh also reflects the gunshot injury.

Learned counsel further contends that the complainant in the instant FIR is a close associate of the local MLA and it is alleged in the FIR that co-accused Nishan Singh had put revolver on the forehead of the complainant, but the shot had misfired. He also contends that the version is highly improbable

inasmuch as there is no other injury or any scuffle between the parties which would be inevitable keeping in view the nature of the allegations that it was a sudden fight on account of altercation during elections between two groups. He further contends that the incident is alleged to have taken place on 19.05.2019 at 11.00 a.m. and the FIR was lodged on the next day.

This Court, by the order dated 12.07.2019, had directed the petitioners to appear before the Investigating Officer/Arresting Officer and on their doing so, they were to be released on *ad interim* bail on their furnishing requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, upon instructions from ASI Mukhtiar Singh, states that the petitioners have joined investigation in terms of the previous order of this Court and are not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioners and keeping in view the fact that the petitioners have joined the investigation and are not required for custodial interrogation, the order dated 12.07.2019 granting interim bail to the petitioner is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

25.07.2019

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No