

CRM-M-10806-2020

Date of decision: 14.07.2020

GULAB SINGH AND ORS.

...PETITIONERS

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Ms. Rupinder Kaur Thind, Advocate
for the petitioners.

Mr. H.S. Multani, AAG, Punjab.

VIVEK PURI, J. (ORAL)

On 13.03.2020 the following order was passed:-

Briefly, FIR bearing No. 5 dated 11.01.2020 under Sections 452, 427, 506 IPC, 1860 and Section 25/27 of Arms Act, 1959 registered at Police Station Patran, District Patiala on the allegations that on 09.01.2020 the petitioners had caused damaged in the factory premises of the complainant.

It has been stated by the learned counsel for the petitioners that it is a case of no injury. Furthermore, as per the allegations the petitioners were armed with licensed weapons besides the learned Additional Sessions Judge had also granted interim bail but there was no direction issued to the petitioners to stay away 500 meters from the radius of the factory premises as observed in the impugned order.

Notice of motion for 22.04.2020.

Meanwhile, petitioners are directed to join the investigation. In the event of arrest, petitioners shall be released on interim bail to the satisfaction of the

Investigating Officer. The petitioners will join the investigation as and when called for and shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

On instructions of SI Amandeep Kaur, Police Station Patran, District Patiala, it has been pointed out by the learned State counsel that the petitioners have joined the investigation and their custodial interrogation is not required.

Without expressing any opinion on the merits of the case, the order dated 13.03.2020, granting interim bail to the petitioners 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 is accordingly, allowed.

14.07.2020
renubala

(VIVEK PURI)
JUDGE

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