

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

CRM-M-16867-2020 (O&M)

Date of decision: 09.09.2020

Husanpreet Singh @ Husandeep Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. K.B. Raheja, Advocate for the petitioner.

Mr. H.S. Sitta, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 40 dated 12.05.2020 registered under Section 307, 336, 506, 34 IPC and Sections 25 and 27 of Arms Act and (Sections 3 and 4 of SC & ST Act, 1989 added later on) at Police Station Zira, District Ferozepur.

On 29.06.2020, this Court passed the following order :-

“ Case is taken up for hearing through video conferencing.

CRM-M-14624-2020

This is an application for grant of exemption from filing the attested copy of the affidavit and bar council fee as well as Court fee.

For the reasons given in the application, the applicant-petitioner is granted exemption from filing the attested copy of affidavit.

However, the learned counsel for the petitioner is directed to deposit the court fee on-line forthwith. He is also directed to make good the bar council fee once the pandemic situation is over.

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Learned counsel for the petitioner stated that the role attributed to the petitioner is that he has brought the licenced gun of his father-Manjinder Singh from their house and handed over the same to his father, who has fired shots. No injury has been attributed to the petitioner.

Notice of motion for 09.09.2020.

On the asking of this Court, Mr. Ajay Pal Singh Gill, DAG Punjab accepts notice on behalf of the respondent-State and has not disputed the fact that no injury has been attributed to the petitioner but has pressed that the petitioner has brought the gun from their house and handed over to his father.

I have heard the learned counsel for the parties.

Since, no injury/role has been attributed to the petitioner, the petitioner is granted interim bail. He is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer

subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.”.

Learned counsel for the petitioner states that pursuant to the order dated 29.06.2020 passed by this Court, the petitioner has joined the investigation.

Learned State counsel on instructions from ASI Dilbag Singh, states that the petitioner has joined the investigation and he is not required for any further investigation.

I have heard the learned counsel for the parties.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 29.06.2020 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(HARNARESH SINGH GILL)
JUDGE

09.09.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No