

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M No.23155 of 2020

Date of decision: 28.09.2020

Butta Singh

.....Petitioner

versus

State of Punjab.

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Ms. Manjot Kaur, Advocate for the petitioner.

Mr. H.S. Grewal, Addl. A.G. Punjab.

*(the aforesaid presence is being recorded through video
conferencing since the proceedings are being conducted in Virtual Court).*

GIRISH AGNIHOTRI, J. (Oral)

Petitioner – Butta Singh stated to be aged 35 years has filed the present petition *inter alia* with a prayer to grant him anticipatory bail in case FIR No.135 dated 23.07.2017, under Sections 458, 325, 323, 148, 149 IPC, registered at P.S. City Samana, District Patiala.

Records of the case show that notice of motion was issued on 18.08.2020.

Mr. H.S. Grewal, Addl. A.G., Punjab, appears for the State seeks some more time to file reply.

Learned counsel for the petitioner, submits that the co-accused, namely, Baljeet Singh and Karamjit Singh @ Kaka, have been granted the concession of anticipatory bail vide order dated 11.09.2019, passed in *CRM-M No.21877 of 2019* and order dated 22.10.2019, passed in *CRM-M No.28856 of 2019*, respectively.

Learned State counsel, on instructions from ASI Surinder Singh, submits that it is a matter on record that the aforementioned two co-accused have been granted the concession of anticipatory bail. He, however, opposes the bail on merits.

Without commenting upon merits of the case and without recording any opinion, in view of the peculiar facts and circumstances of the present case, this anticipatory bail petition is disposed of with a direction to the petitioner to appear before the Investigating Officer and join the investigation. The petitioner shall continue to join the investigation as and when required by the Investigating Officer.

In the event of arrest, the petitioner be released on interim bail subject to his furnishing personal/surety bonds to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

The prosecution is free to move an application for cancellation of bail in case the petitioner does not co-operate with the Police.

The petition stands disposed of.

(GIRISH AGNIHOTRI)
JUDGE

28.09.2020

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No