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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.24589 of 2020(O&M)
Date of Decision: 26.10.2020

Jagroop Singh and anotherPetitioners

Vs

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. K.S. Bal, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioners seek grant of anticipatory bail in case bearing DDR No.13 dated 07.08.2017 registered under Sections 307, 506, 323, 324, 148, 149 IPC and Sections 25, 27 of the Arms Act in FIR No.122 dated 07.08.2017 registered under Sections 307, 506, 323, 324, 148, 149 IPC and Sections 25, 27, 54, 59 of the Arms Act at Police Station Kamboj, District Amritsar, Rural.

Notice of motion was issued on 27.08.2020 by passing the following order:-

“The case has been taken up for hearing

through video-conferencing.

Learned counsel for the petitioners contends that the petitioners were shown to be armed with revolver and double barrel gun, but they did not use the same. There was no injury attributed to them on the person of the complainant party. Co-accused, namely, Sarup Singh @ Suba and Jaspal Singh @ Bhala Mehra filed CRM-M No. 22759 of 2020 in which notice of motion has been issued along with interim direction vide order dated 14.8.2020.

Notice of motion 5.10.2020.

At the asking of Court, Mr.Ramdeep Partap Singh, DAG, Punjab accepts notice on behalf of the respondent.

In the meanwhile, petitioners are directed to appear before the SHO/Investigating Officer to join investigation on 31.8.2020 at 11.00 a.m. and in the event of their arrest, they shall be enlarged on ad interim bail, subject to their furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioners shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

List along with CRM-M No. 22759 of 2020.”

On 05.10.2020, it was found that petitioner No.2 was not co-operating with the Investigating Officer as he did not facilitate the recovery of double barrel gun. One more opportunity was granted to petitioner No.2 to join the investigation and co-operate with the Investigating Officer.

Today, learned State counsel on instructions from

Inspector Shashpal Singh submits that the double barrel gun has been recovered and the petitioners are not required for any further investigation in the case.

In view of aforesaid position, order dated 27.08.2020 is made absolute. However, Petitioners shall keep on joining the investigation as and when required to do so and they shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

October 26, 2020
Prince

(RAJ MOHAN SINGH)
JUDGE

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