

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

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**CRM-M No.1308 of 2021
Date of Decision: 17.03.2021**

HARBIR SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. P.B.S.Goraya, Advocate
for the petitioner.

Mr.Ramdeep Partap Singh, DAG, Punjab.

RAJ MOHAN SINGH, J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail in case bearing FIR No.154 dated 10.07.2019 under Sections 295, 452, 427, 323, 304 (added later), 148, 149, 34 IPC (Section 302 IPC deleted) registered at Police Station Islamabad, District Amritsar.

On 08.02.2021, while issuing notice of motion, following order was passed by this Court:-

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

At the very outset, learned counsel for the petitioner submits that the FIR was registered on

10.07.2019, but till date, petitioner has not been declared as proclaimed offender. Petitioner has been availing his legal remedies in accordance with law. As per allegations in the FIR, no overt-act has been attributed to the petitioner, except to show him armed with a slugger (baseball). Co-accused Resham Singh, Ravinder Singh, Jaajbir Singh have been granted regular bail by the High Court in different criminal miscellaneous petitions. Petitioner is ready to join the investigation to the satisfaction of the Investigating Officer.

Notice of motion for 17.03.2021.

In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 15.02.2021 at 11.00 a.m. and in the event of his arrest, he shall be enlarged on ad interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Out of seven accused persons, three were found to be innocent. Resham Singh, Ravinder Singh and Jaajbir Singh were arrested and were granted regular bail by the High Court. Petitioner could not be arrested nor was declared proclaimed offender.

Learned State counsel, on instructions from ASI Balwinder Singh, submits that the petitioner has joined the investigation to the entire satisfaction of the Investigating Officer

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and he is not required in any further investigation of the case.

In view of above interim order dated 08.02.2021 is made absolute. However, the petitioner shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

Petition stands disposed of accordingly.

March 17, 2021

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned Yes/No

Whether reportable Yes/No