

In virtual Court

CRM-M-1669-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-1669-2020 (O&M)
Date of decision: 26.07.2021

Sandeep Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. T.S. Grewal, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.47 dated 13.08.2019 under Section 25 of Arms Act, registered at Police Station Thulliwal, District Barnala.

While granting interim bail to the petitioner, following order was passed by this Court on 05.03.2020: -

“...According to prosecution, on 13.08.2018 on receipt of secret information, Inspector Baljit Singh intercepted Scorpio bearing registration No.HR-29X-8115 and apprehended co-accused of the petitioner, namely, Jaswant Singh and Baljinder Singh. Jaswant Singh was having a 32 bore country made pistol along with three live cartridges, whereas Baljinder Singh one country made 315 bore pistol along with four live cartridges. On search of the

aforesaid vehicle, a 12 bore double barrel gun in the shape of hockey was also recovered. Baljinder Singh, on interrogation, disclosed that said rifle/gun was kept by the petitioner in their vehicle. During investigation, said rifle/gun was found stolen from Khalsa Gun House, where its registered owner, namely, Pawan Kumar had deposited it. Khalsa Gun House had lodged FIR No.353 dated 10.10.2016 qua theft of above rifle.

Learned counsel inter alia contends that petitioner was not apprehended at the spot. He has falsely been implicated on the statement of co-accused Baljinder Singh, which is a very weak type of evidence. No recovery has to be effected from him...”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation and for the last more than 01 year, he has not misused the concession of interim bail.

Learned State counsel, on instructions from ASI Manjeet Singh, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 05.03.2020 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

26.07.2021
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No