

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

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CRM-M-2684-2020

Date of decision : 14.12.2021

Amrishpal Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Siddharth Gupta, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab

Mr. Rajender Kumar Singla, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

A Coordinate Bench of this Court on 22.01.2020 had passed the following order:-

“Prayer in the petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in case FIR No.0153 dated 17.12.2019 registered under Sections 307, 452, 148, 149, 447, 511 and 427 of the Indian Penal Code, 1860 and Sections 25 and 27 of the Arms Act, 1959 at Police Station Cantt Bathinda, District Bathinda.

Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the case. There is land dispute between the petitioner and complainant-Mangat Rai Garg and a civil suit is already pending between them. The FIR is a result of undue influence, connivance and collusion of the complainant party with the police. No injury has been inflicted to the complainant party in the alleged occurrence. The petitioner is ready to join the investigation.

Notice of motion

On the asking of the Court, Mr. Sandeep Singh Deol, D.A.G. Punjab accepts notice on behalf of the respondent-State.

At this stage, Mr. Rajinder Kumar Singla, Advocate has put in appearance on behalf of the complainant and filed his power of attorney which is taken on record.

Copies of the paper book have been supplied to the learned State Counsel and learned Counsel for the complainant who seek time to file reply.

Adjourned to 26.03.2020.

In the meanwhile, the petitioner is directed to join the investigation as and when called upon to do so. In the event of his arrest, the petitioner shall be released on interim bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall comply with the conditions enumerated under Section 438(2) of the Cr.P.C. failing which he shall not be entitled to the protection of interim bail allowed to him."

Learned State counsel, upon instructions from ASI Nirmal Singh, states that the petitioner has joined investigation.

Learned counsel for the complainant, however, contends that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail.

In view of the above and the petitioner having joined investigation, the Covid-19 Pandemic, the order dated 22.01.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

December 14, 2021

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No