

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

213

CRM-M-4138-2021

DATE OF DECISION: 01.03.2021

DALJEET SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikas Gupta, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

Mr. Amit Arora, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 239 dated 16.06.2020, under Sections 307, 148 and 149 of the Indian Penal Code, 1860 ('IPC' - for short) besides Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Goindwal Sahib, District Tarn Taran.

Learned counsel for the petitioner contends that the incident is the outcome of a sudden quarrel between youngsters playing football and the petitioner is not attributed any injury. He also contends that only three firearm injuries are alleged to have been caused to the injured by co-accused Simranjit Singh and Nirmal Singh, who had come on a motorcycle. The petitioner is 20 years of age and is not involved in any other case.

This Court, by the order dated 29.01.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel states that although the petitioner has joined the investigation but recovery of fire arm is yet to be effected from the petitioner.

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

The incident appears to be a sudden quarrel between the youngsters. The petitioner is 20 year of age and has not been attributed any injury. It is alleged that he was carrying a fire arm. The injuries are attributed to the co-accused Simranjeet Singh and Daljit Singh. He is not involved in any other case.

In view of the above and the petitioner having joined investigation, the order dated 29.01.2021 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

01.03.2021

SwarnjitS

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