

Rukmandeep Singh and another

.....Petitioners

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Ms. Gursharan K Mann, Advocate,
for the petitioners.

Mr. Sandeep Singh Deol, D.A.G., Punjab.

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

By this petition, the petitioners seek the concession of 'pre-arrest bail' upon FIR No. 0189 having been registered at Police Station Dera Baba Nanak, Police District Batala, on 29.11.2020, alleging therein the commission of offences punishable under the provisions of Sections 323/324/452/506/148/149 of the IPC (with Section 326 of the IPC having been added later), and Sections 25/27 of the Arms Act, 1959.

Pursuant to the order dated 15.01.2021, learned State counsel (on instructions) submits that the petitioner has joined investigation but he did not get the pistol used in the occurrence (as per the allegations made in the FIR), recovered.

A perusal of the FIR shows that the allegation against petitioner no. 1 was that he was holding a pistol in his hand and threatened that he would kill the complainant; but there does not seem to be any shot actually fired, because it is contended (and not denied by the State) that no mark of any projectiles fired was also found.

Hence, whether at all the allegations made against the petitioners are true or false cannot be commented upon at this stage but in the circumstances, the petition is allowed, with the order dated 15.02.2021 made absolute, on the same terms and conditions.

March 16, 2021	(AMOL RATTAN SINGH)
nitin	JUDGE
Whether speaking/reasoned	Yes
Whether Reportable	No.