

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

204

CRM-M-8982-2021

DATE OF DECISION: 06.12.2021

ROSHAN LAL

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sukhcharan Singh Gill, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

Mr. Prateek Sodhi, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 24 dated 04.02.2021, under Sections 336 IPC and Sections 25, 27 of the Arms Act, 1959 (Section 307 IPC added later on), registered at Police Station Gharinda, District Amritsar Rural.

Learned counsel for the petitioner contends that the FIR has been registered by ASI Jaswinder Singh wherein it is alleged that the petitioner, who is a registered medical practitioner, had an altercation with one Gurmeet Singh and had fired shots in the air from his licensed pistol. After 19 days of the occurrence, offence under Section 307 IPC was added on the statement of one Sumandeep Kaur that a pellet had hit her left knee. Learned counsel, however, contends that it was allegedly a .32 pistol from which a bullet had been fired, a pellet injury cannot be attributed to the petitioner. He also contends that Gurmeet Singh with whom it is alleged that the petitioner had an

altercation has not filed any complaint with the police.

Learned State counsel, upon instructions from ASI Palwinder Singh, contends that as per the ballistic report, the injury has not been caused by fire arm and it has been recommended to delete Section 307 IPC from the FIR. He also states that the petitioner has joined investigation.

This Court, by the order dated 09.11.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered 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.

In view of the above, especially when the petitioner having joined investigation, the order dated 09.11.2021 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

06.12.2021

SwarnjitS

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