

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(208-1)

CRM-M-10822-2021
Date of decision:- 27.08.2021

Arun Kumar @ Sandy

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Rahul Sharma, Advocate for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case FIR No.140 dated 14.08.2020 under Sections 307, 506, 427, 148 and 149 of the Indian Penal Code, 1860 and Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Koom Kalan, District Ludhiana.

On 12.03.2021, this Court passed the following order:-

“Counsel for the petitioner has contended that the petitioner has not been named in the FIR, but his name has been mentioned by the complainant in the supplementary statement, which was recorded much later. He submits that allegation attracting offence under Section 307 IPC has been levelled against co-accused, Mandeep Singh, whose petition for grant of anticipatory bail was withdrawn vide order dated 23.02.2021 (Annexure P-6) and another co-accused, was granted interim bail.

Notice of motion.

On asking of the Court, Mr. Saurav Khurana, DAG, Punjab accepts notice on behalf of the respondent-State.

To be heard along with CRM-M-8507-2021 on 10.05.2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Interim protection granted to the co-accused-Sukhchain Singh (petitioner No.2 in CRM-M-8507-2021) has been made absolute by this Court by an order passed on even date.

Learned State counsel, upon instructions, from ASI Jasbir Singh submits that the petitioner has joined the investigation and he is no longer required for custodial interrogation. He has further instructions to state that the petitioner is not involved in any other criminal case.

In view of the above fact, but without commenting on the merits of the case, the present petition is allowed. Order dated 12.03.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

27.08.2021
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No