

In the High Court of Punjab and Haryana at Chandigarh

209

**CRM-M-11031-2021(O & M)
Date of Decision: August 20, 2021**

JAGJIT SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Jagjit Singh Bedi, Sr. Advocate with
Mr. Sonpreet Singh Brar, Advocate for the petitioner.

Mr. Deepak Bhardwaj, DAG, Haryana.

Mr. Deepinder Singh Wallia, Advocate for
Mr. Keshav Pratap Singh, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.0035 dated 23.02.2021, under Sections 307, 427 read with Section 34 of the Indian Penal Code, 1860, besides Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Bhondsi, District Gurugram.

Learned senior counsel appearing for the petitioner contends that the petitioner was unarmed and the injuries which have been caused to the complainant are attributed to co-accused, namely, Manjit Singh, who is the brother of the petitioner and is in custody. He has referred to the video recording in support of his contention that the complainant was the initial aggressor. He also contends that it is apparent from the CCTV footage that co-accused Manjit Singh had handed over his weapon as well as the weapon of the complainant to the police. The CDs containing CCTV footage have been

appended as Annexures P4 and P5.

This Court, by the order dated 09.03.2021, 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.

Learned State counsel, upon instructions from ASI Satish, states that the petitioner has joined investigation and pistol has been recovered.

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.

In view of the above and the petitioner having joined investigation, the order dated 09.03.2021 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

August 20, 2021
A.Kaundal

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