

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202 (2)

CRM-M-15496 of 2021
Date of Decision : 20.08.2021

Nirmal Singh

...Petitioner

Versus

State of Punjab

...Respondent

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Brijeshwar Singh Bhalla, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

Petitioner is seeking anticipatory bail in FIR No.219 dated 03.11.2020 registered under Sections 307, 148 and 149 of IPC (later on Section 302 IPC added) and under Sections 25 and 27 of the Arms Act at Police Station Dharamkot, District Moga.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by this Court on 08.04.2021. Order dated 08.04.2021 is as under:-

“This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 219 dated 3.11.2020, registered under Sections 307, 148, 149 IPC and under Sections 25, 27 of Arms Act (Section 302 IPC added later on) at Police Station Dharamkot, District Moga.

Learned counsel for petitioner states that petitioner has not been named in FIR. He was named in

the supplementary statement dated 7.11.2020 of complainant who alleged that petitioner and Kulwinder Singh had also come to spot on a motorcycle. He argues that no injury is attributed to petitioner.

Notice of motion.

Mr. R.S. Thind, DAG Punjab accepts notice on behalf of respondent-State.

To come up alongwith CRM-M-8920-2021 on 3.5.2021.

In the meanwhile, in the event of arrest of petitioner, he shall be released on interim anticipatory bail to the satisfaction of arresting Officer/Investigating Officer. He will join investigation as and when called for and cooperate in same. He will abide by conditions of Section 438 (2) Cr.P.C.”

Learned State counsel, who has also joined the proceedings through video conference, on instructions from ASI Charanjit Singh, states that in terms of the order of this Court reproduced before, the petitioner has joined the investigation and challan has been presented and no further interrogation is required.

In view of the above, the order dated 08.04.2021 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.

The petition stands disposed of.

August 20, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No