

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

210

CRM-M-17250-2021

Date of Decision:12.08.2021

ANMOLDEEP SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: None for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

Heard through video conferencing.

On 23.04.2021, this Court passed the following order:-

“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 for grant of anticipatory bail in case FIR No.0094 dated 17.09.2019 (Annexure P-1) registered under Sections 323, 324, 379, 148 and 149 of the Indian Penal Code, 1860 and Section 326 of the Indian Penal Code, 1860, which was added later on, at Police Station Dera Baba Nanak, Tehsil Batala, District Gurdaspur.

Counsel for the petitioner contends that it is a case of version and cross-version of FIR (Annexure P-1), which has been lodged by Harpreet Singh @ Happy as a counter blast to the FIR No.91 dated 13.09.2019, registered under Sections 307, 379, 148 and 149 of the Indian Penal Code, 1860 and Sections 25 and 27 of Arms Act at Police Station Dera Baba Nanak, District Batala (Annexure P-2) by the petitioner. Counsel submits that there is a delay of 5 days in lodging of FIR (Annexure P-1). Counsel has referred to orders dated 25.02.2020 (Annexures P-3 and P-4) passed by this Court, whereby the anticipatory bail has been granted to co-accused, Gurdeep Singh and Maninderjit Singh. Counsel submits that the petitioner is willing to join the investigation and co-operate with the investigating agency.

Notice of motion for 12.08.2021.

On asking of the Court, Mr. A.S.Gill, DAG, Punjab accepts notice on behalf of respondent-State.

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.”

Learned State counsel on instructions from ASI Iqbal Singh, states 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 said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 23.04.2021 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

12.08.2021
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(SUVIR SEHGAL)
JUDGE

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