

203

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.20641 of 2020
Date of Decision: 10.03.2021

GAGANDEEP SINGH @ DELHIPetitioner
Vs
STATE OF PUNJABRespondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Rishabh Gupta, Advocate for the petitioner.

Mr. Harpreet Singh Multani, Asstt. A.G., Punjab.

Mr. Yashasvi Kapila, Advocate for the complainant.

RAJ MOHAN SINGH, J. (Oral)

Petitioner seeks grant of anticipatory bail in case bearing FIR No.60 dated 23.03.2020 registered under Sections 323 & 307 IPC and Section 27 of the Arms Act at Police Station Model Town, District Hoshiarpur.

As per version of the complainant, the incident has happened in the house of the petitioner regarding dispute over the loan which was given to the complainant.

Learned counsel for the petitioner submitted that it is not a case of any fire arm injury, even though the allegation is that the petitioner had opened fire with his licenced weapon. DDR dated 09.04.2020 was got registered by father-in-law of the petitioner in respect of trespass committed by the

complainant. The parties have entered into an amicable settlement.

Notice of motion was issued on 28.07.2020 and petitioner was directed to join the investigation before the Investigating Officer.

On 18.12.2020, learned State counsel on instructions from ASI Sukhdev Singh submitted that the petitioner has not facilitated the recovery of weapon, though he had joined the investigation. The said contention was refuted by learned counsel for the petitioner.

Today learned State counsel on instructions from ASI Sukhdev Singh submitted that the petitioner has already deposited his weapon with the gun house, therefore, due to some mis-conception of fact, the abovesaid statement was made.

Be that as it may, since the petitioner has joined the investigation, therefore, interim order dated 28.07.2020 is made absolute. However, the petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

March 10, 2021
Atik

(RAJ MOHAN SINGH)
JUDGE

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