

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211(2)

CRM-M-40246-2021
Date of Decision : 24.11.2021

Amritpal Singh @ Ranja

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Chanakya Batta, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

Petitioner is seeking anticipatory bail in FIR No.102 dated 12.12.2019 registered under Sections 307, 148, 149 and 427 of the IPC (Sections 506 and 120-B of the IPC added later on) and Section 25 of the Arms Act at Police Station Nurmahal, District Jalandhar (Rural).

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of the order passed by a Coordinate Bench of this Court on 27.09.2021. Order dated 27.09.2021 is as under:-

“Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 102 dated 12.12.2019, under Sections 307, 148, 149 and 427 of the Indian Penal Code, 1860 (‘IPC’ - for short) (Section 506 and 120-B IPC were added later on), besides Section 25 of the Arms Act, 1959, registered at Police Station Nurmahal, District Jalandhar (Rural).

Learned counsel for the petitioner contends that it is a case of no injury. Although it is alleged

that gunshots were fired, but they did not hit anyone. The accused are alleged to have broken the window of the car. The petitioner is not named in the FIR and has been arraigned as an accused on vthe statement of co-accused Pawan Kumar @ Mattar, who had stated that he was telephonically informed by Mandeep Singh @ Manna that he along with others including the petitioner had indulged in firing. He further contends that the petitioner has also been arraigned as an accused in FIR No.35 dated 17.02.2020, registered at Police Station City SBS Nagar, on the statement of co-accused and he has been granted *ad interim* anticipatory bail by a Coordinate Bench of this Court by order dated 14.09.2021 passed in CRMM No. 37986 of 2021, which is listed for hearing on 24.11.2021.

Issue notice to the respondent.

At the asking of the Court, Mr. Dhruv Dayal, Senior DAG, Punjab, accepts notice on behalf of the respondent-State.

List on 24.11.2021 along with CRM-M No. 37986 of 2021.

In the meantime, the petitioner is directed to appear before the investigating/arresting officer and join investigation.

In the event of his arrest, the investigating/arresting officer shall release the petitioner on *ad interim* bail subject to his satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel, on instructions from S.I Paramjit Singh, states that in terms of the order passed by a Coordinate Bench of this Court, reproduced before, the petitioner has joined investigation and he is not required for further interrogation, at this stage.

In view of the above, the order dated 27.09.2021 passed by a Coordinate Bench of this Court 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.

In case at any given point of time hereinafter, it is felt by the

Investigating Agency that petitioner is required for the investigation but is not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

November 24, 2021

(HARSIMRAN SINGH SETHI)

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JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No