IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(210)

CRM-M-42911-2021.
Date of Decision:-24.11.2021.

Harminder Singh alias Har

……Petitioner

Versus

State of Punjab

……Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

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Present: Mr. Gurinder Singh Hayer, Advocate for the petitioner.

Mr. K.S. Aulakh, DAG, Punjab.

(Through Video Conferencing)

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VIKAS BAHL, J. (Oral)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.14 dated 23.02.2021 registered under Sections 307, 325, 323, 500, 341, 148, 149 of the Indian Penal Code, 1860 and Sections 25, 27 of the Arms Act, 1959, at Police Station Hathur, District Ludhiana Rural.

On 12.10.2021, this Court was pleased to pass the following order:-

"Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.14 dated 23.02.2021 registered under Sections 307, 325, 323, 500, 341, 148, 149 of the Indian Penal Code, 1860 and Sections 25, 27 of the Arms Act, 1959, at Police Station Hathur, District Ludhiana

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Rural.

Learned counsel for the petitioner inter alia contends that no injury has been attributed to the petitioner.

Notice of motion.

On asking of the Court, Mr. Saurav Khurana, DAG, Punjab appears and accepts notice on behalf of State of Punjab and seeks time to get instructions.

Adjourned to 24.11.2021.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C"

Learned counsel for the petitioner has submitted that in pursuance of the above order, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Surjeet Singh, has submitted that the petitioner has joined the investigation and the weapon has also been recovered from the petitioner and he is not required for further investigation.

Keeping in view the above-said facts and circumstances, moreso, the facts noticed in the order dated 12.10.2021 and the fact that the petitioner has joined the investigation and is not required for further investigation, the interim order dated 12.10.2021 is made absolute.

However, nothing stated above shall be construed as a final

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expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

(VIKAS BAHL)
JUDGE

November 24, 2021.
sandeep
Whether speaking/reasoned:- Yes/No
Whether Reportable:- Yes/No

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