

206

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

CRM-M No. 39518 of 2020
Date of Decision: 24.02.2021

Sarabjeet Singh

-Petitioner

Vs

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Rajesh Kapila, Advocate,
for the petitioner.

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

Mr. Tarun Sharma, Advocate,
for the complainant.

RAJ MOHAN SINGH, J. (ORAL)

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.153 dated 04.08.2020 under Sections 307, 379-B, 323, 341, 506, 148, 149 IPC and under Sections 25, 27 of Arms Act registered at Police Station Sadar Ferozepur, District Ferozepur.

Notice of motion was issued on 10.12.2020. Thereafter, vide order dated 21.12.2020, interim protection was granted to the petitioner thereby directing him to appear before the SHO/Investigating Officer to join the investigation on 25.12.2020 at 11.00 A.M. and in the event of his arrest, he was

to be enlarged on interim bail to the satisfaction of Arresting Officer. He was also directed to abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Learned State counsel duly assisted by learned counsel for the complainant submitted that in compliance of order dated 21.12.2020, though the petitioner has joined the investigation, but he has not facilitated the recovery of fire arm. While on interim protection, he also committed offences under Sections 307, 323, 324, 506, 427, 148, 149 IPC and under Sections 25/27 of Arms Act, Police Station City Ferozepur for which FIR No.04 has already been registered on 03.01.2021 in the aforesaid police station.

Learned State counsel duly assisted by learned counsel for the complainant further submitted that even in the subsequent FIR, there are allegations of firing shots by the petitioner on the chest of the complainant.

In this way, petitioner has mis-used the concession of interim bail.

Having heard learned counsel for the parties, I am of the view that the petitioner has mis-used the concession of interim bail. Even before confirmation of the same, he has been involved in second FIR i.e. FIR No.04 dated 03.01.2021 under Sections 307, 323, 324, 506, 427, 148, 149 IPC and under

Sections 25/27 of Arms Act, Police Station City Ferozepur,
therefore, the petitioner is not entitled for concession of
anticipatory bail.

Dismissed.

24.02.2021
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No