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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-43378-2020  
Date of decision-15.09.2021

VARINDER SINGH

...Petitioner

Vs.

STATE OF PUNJAB

...Respondent

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Sandeep Arora, Advocate  
for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

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**MANOJ BAJAJ, J. (ORAL)**

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.0219 dated 10.10.2020, under Sections 307 & 34 Indian Penal Code, 1860 & Sections 25 & 27 Arms Act, 1959, registered at Police Station Bhogpur, District Jalandhar Rural. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 22.12.2020, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

*“Learned counsel for the petitioner contends that the petitioner was not even present at the place of occurrence and the gun shot was fired by his co-*

*accused Amandeep Singh. He has further referred to the order dated 10.11.2020 passed by the Addl. Sessions Judge, Jalandhar, wherein reference has been made to the confessional statement of Amandeep Singh, who had used the licensed weapon of the petitioner in crime. Mr. Arora, learned counsel has submitted that the weapon was inadvertently left in the vehicle, which was used by his co-accused.*

*Notice of motion for 31.03.2021.*

*Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”*

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by ASI Iqbal Singh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 22.12.2020 is made absolute.

**(MANOJ BAJAJ)**  
**JUDGE**

**15.09.2021**

*Vipin kumar*

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No