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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.47673 of 2021 (O&M)

Date of decision: 15.11.2021

Amrik Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. K.D. S. Sidhu, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.185 dated 11.10.2021 registered under Section 25 of the Arms Act, 1959 at Police Station Civil Lines, Bathinda, District Bathinda.

Counsel for the petitioner has argued that the petitioner is the first offender and in fact, he is working as a Plumber. It is further submitted that as per the allegations in the FIR, registered on a secret information that the petitioner and his co-accused namely Sanjay Baro, are indulged in making illegal weapons and they can be apprehended and later on, Sanjay Baro was arrested and one .315 bore pistol was recovered from him and during his disclosure statement, it surfaced that on the asking of the petitioner, he has made the said illegal weapon. It is further submitted that except the disclosure statement, nothing has come on record and there is no previous history of involvement of the petitioner in any such or similar case.

Counsel for the State could not dispute the factual position that the petitioner is not involved in any other case, however, it is submitted that on the basis of the disclosure statement of the co-accused Sanjay Baro, the name of the petitioner surfaced in the case.

After hearing the counsel for the parties, considering the fact that the petitioner is not involved in any other such or similar case; he has been implicated in the case on the basis of the disclosure statement, this petition is allowed and the petitioner is directed to appear before the Investigating Officer within a period of 10 days to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

- 1. He shall make himself available for interrogation by a police officer as and when required;*
- 2. He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. He shall not leave India without previous permission of the Court.*

(ARVIND SINGH SANGWAN)
JUDGE

15.11.2021
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No