

CRM-M-51882-2021

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

CRM-M-51882-2021

Date of decision: 20.12.2021

Harjinder Singh alias Harry

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Gurcharan Dass, Advocate,
for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioner seeks regular bail under Section 411 IPC (added subsequently) in case FIR No.195 dated 18.07.2021, under Sections 379-B IPC and Section 25 of the Arms Act, 1959, registered at Police Station Focal Point, Ludhiana, the petitioner having already been granted regular bail under Sections 379-B IPC and Section 25 of the Arms Act, 1959, vide order dated 22.11.2021 passed in CRM-M-35977-2021.

Learned counsel for the petitioner contends that vide order dated 22.11.2021 passed in CRM-M-35977-2021, the petitioner was granted regular bail under Sections 379-B IPC and Section 25 of the Arms Act, 1959, but the concerned jail authority did not release the petitioner from the custody, intimating the reason that the petitioner was not granted bail under Section 411 IPC; that Section 411 IPC was added to the above-

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noted FIR subsequently and due to this reason, the said section could not be incorporated in the earlier petition.

On the other hand, learned State counsel does not dispute the fact that Section 411 IPC was added to the above-noted FIR at a later stage.

I have heard the learned counsel for the parties.

Having regard to the earlier order dated 22.11.2021 passed in CRM-M-35977-2021, the petitioner deserves grant of regular bail for the offence under Section 411 IPC as well.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

20.12.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No