

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

208-1

CRM-M-2070-2022

Date of Decision:12.09.2022

AMRIK SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Ms. Amarjot Kaur, Advocate for
Mr. H.P.S. Sidhu, Advocate for the petitioner.

Mr. P.S. Grewal, DAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

Mr. Amandeep Singh Rai, Advocate has put in appearance on behalf of the complainant and has filed Power of Attorney in Court, which is taken on record.

On 19.01.2022, this Court passed the following order:-

“Heard through video conferencing.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.108 dated 18.10.2021, registered for offences under Sections 307, 354, 294, 427, 323, 458, 506, 148 and 149 of Indian Penal Code, 1860 (Section 302 of Indian Penal Code, 1860 was added later on), at Police Station Hathur Ludhiana, District Ludhiana (Annexure P-1).

Counsel for the petitioner contends that though the petitioner is alleged to be a member of an unlawful assembly and armed with a gandasa, but no injury has been attributed to him. Counsel urges that the petitioner is alleged to have damaged a car belonging to Amritpal Singh. He submits that the petitioner, who has a clean past, is ready to join the investigation and co-operate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Prabhjot Singh Walia, AAG, Punjab accepts notice on behalf of the respondent State. Upon instructions from ASI Rashpal Singh, he submits that there are total number of seven accused, out of which, two have been found innocent and Sukhpreet Singh, who has been arrested and Gurpreet Singh, who is yet to be nabbed, are alleged to have inflicted injuries on the deceased.

List on 21.04.2022.

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

Upon instructions from ASI Rachpal Singh, State counsel submits that now both Sukhpreet Singh and Gurpreet Singh are in custody. Still further, he submits that the petitioner has joined the investigation and recovery has been effected from him.

In view of the above, without commenting upon the allegations levelled in the petition, present petition is allowed and order dated 19.01.2022 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

12.09.2022
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No