

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(212)

CRM-M-8383-2022

Date of decision: - 08.03.2022

Gurjit Singh @ Guri @ Sucha

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. A.P. Kaushal, Advocate,
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

The present petition is stated to be a first petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.84 dated 18.08.2021, registered under Section 379-B IPC (later on offence under Section 379-B has been deleted and offence under Sections 395, 397, 120-B, 427, 201 and 506 IPC and under Sections 25/54/59 of the Arms Act added), at Police Station Cantt. Ferozepur, District Ferozepur.

As per the note put up by the Registry, an earlier petition i.e. CRM-M-919-2022 for the grant of regular bail was filed by the petitioner through Mr.Neeraj Madaan, Advocate and in the said case, the following

order was passed by this Court on 17.01.2022: -

"This is the first petition for the grant of regular bail to the petitioner in FIR No.84 dated 18.08.2021, registered under Section 379-B IPC (later on offence under Section 379-B has been deleted and offence under Sections 395, 397, 120-B, 427, 201 and 506 IPC and under Sections 25/54/59 of the Arms Act added), at Police Station Cantt. Ferozepur, District Ferozepur.

Learned State counsel has pointed out that in the present case, the complainant has not been examined as yet.

Learned counsel for the petitioner, after arguing for some time, seeks permission of this Court to withdraw the present petition, at this stage, with liberty to file fresh petition after the complainant in the present case is examined.

In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn, as prayed for, with liberty to file fresh petition after the complainant is examined.

It is made clear that the second petition for regular bail, if any filed by the petitioner, would be considered on its merit in accordance with law.

January 17, 2022

**(VIKAS BAHL)
JUDGE"**

It is admitted case of the parties that till date the complainant has not been examined in the present case.

Learned counsel for the petitioner has submitted that he was not aware about the filing of the earlier petition by the petitioner and in light of the fact that the earlier petition had been filed and the said order has been passed on 17.01.2022, he seeks permission of this Court to withdraw the present petition, at this stage, with liberty to file fresh petition after the complainant in the present case is examined.

This Court has full faith in the learned counsel for the petitioner and in view of the order dated 17.01.2022, the present petition,

being the second petition, is permitted to be withdrawn, at this stage.

Hence, the present petition is dismissed as withdrawn, at this stage.

It is reiterated that the petitioner would be at liberty to file a fresh petition after the complainant is examined in the present case as was ordered by this Court on 17.01.2022.

It is made clear that the subsequent petition for regular bail, if any filed by the petitioner, would be considered independently on its merit, in accordance with law.

March 08, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No