

**102**

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

CRM-M-9732-2022

Date of decision : 08.03.2022

Inderjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**

Present: Ms. Gurmeet Kaur, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

(Through Video Conferencing)

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**VIKAS BAHL, J. (ORAL)**

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.112 dated 13.12.2018 registered under Sections 307/353/186/34 of the Indian Penal Code, 1860 (hereinafter to be referred as “the IPC”) and Sections 25/27 of the Arms Act, at Police Station Mallanwala, District Ferozepur.

Learned counsel for the petitioner has submitted that in the present case, no injury has been caused to any person and offence under Section 307 of the IPC is not prima facie made out. It is further submitted that the friend of the petitioner, i.e. Angrej Singh was Sarpanch of the Village in the previous terms and said Angrej Singh has been falsely

implicated only on account of political rivalry. It is argued that in the present case, enquiry is pending since over 2 years and the petitioner has joined the enquiry and is fully cooperating with the same. It is further submitted that the co-accused of the petitioner namely Angrej Singh has already been granted the concession of anticipatory bail vide order dated 18.02.2022 passed in CRM-M-6849-2022 by this Court and the case of the present petitioner is on a similar footing as that of Angrej Singh.

Notice of motion.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of the State and has submitted that he is fully prepared to argue the matter and assist this Court. He has opposed the present petition for grant of anticipatory bail to the petitioner and has submitted that in the present case, the Senior Superintendent of Police, had constituted a Special Investigation Team (for short "SIT") and the SIT is still inquiring into the matter and the final report in the said case would be filed soon.

Keeping in view the abovesaid facts and circumstances, moreso, the fact that no injury has been caused to any person in the present case and Raminder Singh (at whose behest the present FIR has been allegedly registered) as well as the friend (co-accused) of the present petitioner had been contesting the election for the post of Sarpanch of the village and the fact that the petitioner has also appeared before the SIT which has been constituted and has also undertaken to appear and cooperate with the investigation, and also the fact that co-accused of the petitioner has already been granted anticipatory bail vide order dated 18.02.2022 passed in

CRM-M-6849-2022 and the case of the present petitioner is on a similar footing as that of Angrej Singh, the present petition is allowed and in the event of arrest, the petitioner is granted the concession of anticipatory bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer and the conditions envisaged under Section 438(2) of Cr.P.C. However, the petitioner shall join the investigation as and when called upon to do so.

It is made clear, in case, the petitioner fails to join the investigation or does not cooperate with the investigation, then the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to the petitioner.

Nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

**08.03.2022***Pawan***(VIKAS BAHL)  
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**