

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

Sr. No.212

**CRM-M-11202-2021 (O&M)
Date of decision: 17.01.2022**

Gurlabh Singh @ Gulab Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Ramnish Puri, Advocate
for the petitioner.

Ms. Gunkirat Kaur, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.268 dated 27.11.2019 registered under Sections 336, 427, 148, 149 IPC (section 307 IPC added later on) and Sections 25/27 of the Arms Act, 1959 at Police Station City Moga.

On March 10, 2021, this Court had passed the following order:-

“Prayer in this petition is for grant of anticipatory bail to the petitioner in case FIR No.268 dated 27.11.2019 under Sections 336, 427, 148, 149 and Section 25 and 27 of the Arms Act, 1959 (Section 307 of the IPC added later on) registered at Police Station City Moga.

Learned counsel for the petitioner contends that pursuant to the petitioner having been granted concession of regular bail by the Chief Judicial Magistrate, Moga vide order dated 15.09.2020, offence under Section 307 of the IPC was added. He further contends that a perusal of the FIR in question clearly reveals that neither was the petitioner alleged to be armed with any fire arm nor was he attributed any injury on the person of the complainant. He has further contended that similarly situated co-accused have since been granted the concession of anticipatory bail by this Court.

Notice of motion.

On the asking of Court, Mr. Luvinder Sofat, AAG, Punjab accepts notice on behalf of the respondent-State.

Meanwhile, petitioner is directed to join the investigation as and when required by the investigating officer. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Code of Criminal Procedure, 1973.

Adjourned to 28.05.2021.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; co-operated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above, the interim order of this Court dated 10.03.2021, granting ad interim anticipatory bail to the petitioner is made absolute.

January 17, 2022

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(DEEPAK SIBAL)

JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No