

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

**CRM-M-15831-2021
Date of decision: 15.03.2022**

Boota Singh**...Petitioner**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Parminder Singh, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 29 dated 04.03.2021, registered under Sections 307 and 120-B of the IPC and Sections 25, 27 of the Arms Act, 1959 at Police Station Kotwali Bathinda, District Bathinda.

The operative part of the order dated 09.04.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner prays for grant of anticipatory bail to the petitioner in FIR No.29 dated 04.03.2021 registered under Sections 307, 120-B IPC and Section 25, 27, 54, 59 of the Arms Act at Police Station Kotwali Bathinda, District Bathinda. It is contended that the alleged injuries have been inflicted in self-defence by the petitioner by using his licenced weapon. It is further argued that despite the fact that there is one civil litigation/petition pending before the Rent Controller, an attempt had been made to evict the petitioner from his

house by the complainant and others illegally at 10.30 PM. It is further submitted that the petitioner is ready to join the investigation and hand over the fire arm used in the said incident.

Notice of motion.

Ms. Samina Dhir, DAG, Punjab, who is present through the medium of video conferencing accepts notice for the respondent-State.

Adjourned to 08.10.2021.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 09.04.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation. It is further submitted that the petitioner has also handed over .12 bore gun to the Investigating Officer.

Learned counsel for the State, on instructions from ASI Gurmail Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 09.04.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

15.03.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No