

**(207) IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-13670-2020
Date of decision :25.04.2022**

Ram Singh

... Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. P.S. Dhaliwal, Advocate for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

Mr. N.S. Lucky, Advocate for the complainant.

JASJIT SINGH BEDI, J. (ORAL)

The petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.58 dated 07.05.2020 registered under Sections 188, 323, 341, 427, 452, 506, 148 and 149 IPC, 1860 Police Station Dhanaula, District Barnala.

The petitioner was granted the concession of interim anticipatory bail vide order dated 02.06.2020, pursuant to which, he joined investigations from time to time. While admitting this fact of joining investigation, the learned counsel for the complainant on 14.08.2020 contended that there had been subsequent altercations between the parties. On 24.02.2021, the counsel for the complainant sought cancellation of bail on the ground that the petitioner had

threatened the complainant herein for withdrawal of the case. Similarly, on 15.11.2021, the counsel for the complainant submitted that the petitioner was granted interim anticipatory bail but he has twice attacked the complainant and his son and a complaint in this regard had been filed with the police.

The learned State counsel was directed to file a report with regard to the assertion of the counsel for the complainant.

Report dated 24.04.2022 has been filed on behalf of respondent-State by the learned State counsel by way of an affidavit of Deputy Superintendent of Police, Sub-Division, Barnala and the same is taken on record.

As per para 3 of the said report, an application dated 03.06.2020 was filed by Ajit Singh son of Gurjant Singh with the allegations that the petitioner and other persons had fired in the air and threatened to kill them. The said application was marked by the then S.H.O, P.S. Dhanaula to ASI Balkar Singh, who on investigation came to the conclusion vide is report dated 04.06.2020 that no such occurrence of firing had taken place and the complaint was not truthful. Similarly, in para 4 of the report, reference is made to another complaint filed Ajit Singh dated 24.06.2020, wherein the allegations were that the petitioner had threatened the complainant party with a revolver. On investigation a written compromise signed by Ajit Singh, Ram Singh, Sukhwinder Singh and others were submitted, as per which a compromise had been effected with the intervention of the Panchayat. Thus, it has been found that the complaints filed by Ajit Singh referred to by the counsel for the

complainant in various interim orders have been disposed of on the basis of the inquiry conducted by ASI Balkar Singh and pursuant to a compromise. It is also relevant to mention here that the weapons of the petitioner-Ram Singh i.e. one revolver and rifle were deposited with the Lali Arms Dealer, Dhanaula, District Barnala on 26.08.2020, as per ASI Nirmal Singh.

In view of aforesaid factual position, the interim order dated 02.06.2022 is made absolute. However, the petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

25.04.2022
JITESH

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No