

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-27837-2022 (O&M)
Date of decision: 30.06.2022

Ranjodh Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. B.S. Jaswal, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.72 dated 03.12.2015 under Sections 307, 148, 149 IPC and Section 25/54 of Arms Act, registered at Police Station Khilchian, District Amritsar.

Learned counsel for the petitioner submits that during the investigation, the petitioner was found innocent and relies upon the order dated 28.07.2021 passed in CRM-M-8228-2020, vide which co-accused Hans Raj and others were granted the concession of anticipatory bail. The operative part of the order reads as under: -

“...On 25.02.2020, the following order was passed:

*“Learned counsel for the petitioner, at the very outset,
submits that he has instructions to say that the petitioners do*

not want to challenge the order passed by the trial Court summoning them under Section 319 Cr.P.C. and they are ready to face the trial.

Learned counsel further submits that the petitioners were initially found innocent during investigation and now they have been summoned under Section 319 Cr.P.C.

Notice of motion for 23.03.2020.

In the meantime, the petitioners are directed to appear before the trial Court within a period of 15 days from today and on doing so, the trial Court shall release the petitioners on interim bail, subject to their furnishing bail/surety bonds to its satisfaction. However, this will be subject to condition that the petitioners will not challenge the summoning order passed under Section 319 Cr.P.C. and face the trial.”

Learned counsel for the petitioners submits that in pursuance to the order dated 25.02.2020, petitioner Nos. 1, 2, 3 and 5 have already appeared before the trial Court and have been released on bail.

Learned counsel for the petitioners has filed an application bearing CRM-9941-2020 praying that one more opportunity may be granted to petitioner No. 4 Mukhtar Singh to appear before the trial Court in terms of order dated 25.02.2020.

Learned counsel further submits that petitioner No. 4 had

gone to Uttar Pradesh and thereafter, on account of COVID-19 situation, he could not appear before the trial Court and, therefore, he may granted 15 days' more time to comply with the said order.

Learned State counsel has not disputed the factual position...”

Learned counsel further submits that even the petitioner is summoned under Section 193 Cr.P.C. and he is ready to appear before the trial Court and apply for bail.

Notice of motion.

On asking of the Court, Mr. Joginder Pal Ratra, DAG, Punjab accepts notice on behalf of the respondent-State.

After hearing learned counsel for the parties, this petition is allowed and the petitioner is directed to appear before the trial Court within a period of 15 days from today and he will be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate.

[ARVIND SINGH SANGWAN]
JUDGE

30.06.2022
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No