

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

225

CRM-M-29110-2022

Date of Decision:22.08.2022

Gurcharan Singh @ Tosi

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Naresh Kumar Ganga, Advocate
for the petitioner.

Mr. H.S. Sitta, DAG, Punjab.

Mr. S.S. Sidhu, Advocate for respondent No.2.

ANOOP CHITKARA J. (ORAL)

The present petition has been filed by the petitioner with a prayer to cancel the bail granted to respondent No.2 in CRM-M-6612-2022, vide order dated 22.02.2022.

Learned counsel for the accused submits that there were cross cases and the respondent No.2 is neighbour of the present petitioner.

Given above, condition No.20 mentioned in the order dated 22.02.2022 passed in CRM-M-6612-2022, is modified and reads as under:-

*“Given the nature of allegations and the other circumstances peculiar to this case, the petitioner shall not enter in the properties of the victim till the recording of the statements of eye witnesses, non-police spot witnesses, and non-police recovery witnesses in trial. This Court is imposing this condition to rule out any attempt by the accused to incapacitate, influence, or cause any discomfort to the victim. Reference be made to *Vikram Singh v Central Bureau of Investigation, 2018 All SCR (CrL.) 458*; and *Aparna Bhatt v. State of Madhya Pradesh, 2021 SCC Online SC 230*.”*

Thus, condition No.20 of the order dated 22.02.2022, is modified to the above extent and the said condition shall stand vacated.

Respondent No.2 is directed not to intimidate or threaten the complainant (petitioner herein) in any manner. In case, he does so, the order of bail shall be recalled and bail shall be cancelled.

Petition is disposed of in the terms mentioned above.

(ANOOP CHITKARA)
JUDGE

22.08.2022
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No