

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

CRM-M-32201-2020

Date of decision : 20.04.2022

Surjit Singh Fauji

...Petitioner

Vs.

State of Punjab

...Respondent

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Chandan Singh Rana, Advocate for the petitioner.  
Mr. Dhruv Dayal, Sr.DAG., Punjab.

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**MANOJ BAJAJ, J.**

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.122 dated 11.09.2020 under Sections 307, 326, 506 and 34 Indian Penal Code, 1860 and Sections 25 and 27 Arms Act, 1959 registered at Police Station Sadar, Jagraon, District Ludhiana, who apprehends his arrest at the hands of Police.

On 23.03.2021, this Court had passed the following order:-

*“The matter has been taken up through video conferencing.*

*For arguments, adjourned to 12.05.2021.*

*Seeking ad-interim anticipatory bail, learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in the case as the complainant was having a grudge against him; there is no other criminal case in which the petitioner is involved; even if the case of the prosecution is taken as the gospel truth, though vehemently denied, no injury is attributed to the petitioner; the only allegations against the petitioner are that he was standing alongwith main accused Ramandeep Singh @ Ravi and that after Ramandeep Singh @ Ravi had fired upon the complainant he started hurling abuses; no recovery is to be made from the petitioner; the parties have entered into a compromise making his chances of conviction extremely bleak and that the petitioner is ready and willing to join the*

*investigation as and when called by the investigating agency.*

*After considering the above submissions, it is directed that till the adjourned date, subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.122, dated 11.09.2020, registered under Sections 307, 326, 506, 34 IPC and under Sections 25 and 27 of Arms Act at Police Station Sadar Jagraon, District Ludhiana, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer."*

Learned counsel for the petitioner states that pursuant to the above direction, not only the petitioner has joined the investigation, but the other co-accused, who were arrested in this case have already been acquitted as qua them, final report stood filed. He prays for grant of anticipatory bail.

Learned State counsel on instructions from ASI Gurmail Singh does not dispute this fact that the petitioner has joined the investigation and according to him, injury was caused to the victim by the co-accused, but the weapon used in the crime is owned by the petitioner. He states that for the time being, his custodial interrogation is not required

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 23.03.2021 is made absolute.

**(MANOJ BAJAJ)**  
**JUDGE**

**20.04.2022**

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|-----------------------------|-----|----|
| Whether speaking/reasoned : | Yes | No |
| Whether Reportable :        | Yes | No |