

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****(I) CRM-M-37569-2021 (O&M)**

Pritpal Singh @ Ladi ...Petitioner

Versus

State of Punjab & another ...Respondents

(II) CRM-M-45944-2021 (O&M)

Dilawar Singh ...Petitioner

Versus

State of Punjab ...Respondent

Date of Decision: 18.02.2022**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**Present: Mr. L.M.Gulati, Advocate, for the petitioner
in CRM-M-37569-2021.Mr. Umesh Aggarwal, Advocate, for the petitioner
in CRM-M-45944-2021.

Mr. M.S.Dullat, Addl. AG, Punjab.

*(proceedings conducted through video conferencing)***GURVINDER SINGH GILL, J. (Oral)**

1. This order shall dispose of the aforesaid two petitions filed on behalf of Pritpal Singh @ Ladi as well as by Dilawar Singh respectively, seeking grant of anticipatory bail in respect of a case vide FIR No.60 dated 30.07.2021 at Police Station Fatehgarh Churian, Police District Batala, District Gurdaspur, under Sections 323/324/326/307/148/149 IPC and Section 25/27 of the Arms Act.
2. At the time of issuance of notice of motion on 10.09.2021 in CRM-M-37569-2021, it had been represented that the matter has been

compromised amongst the parties. The order dated 10.09.2021 reads as follows:

“Learned counsel for the petitioner submits that the FIR in question came to be lodged under some misunderstanding, which has now been resolved and the parties have entered into a compromise as would be evident from the compromise dated 21.08.2021 (Annexure P-2). It has been submitted that the complainant i.e. respondent No.2 would not have any objection for grant of anticipatory bail to the petitioner.

Notice of motion for 18.02.2022.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

3. Similar order was passed in the connected case i.e. CRM-M-45944-2021.
4. Learned State counsel upon instructions has submitted that pursuant to interim directions issued by this Court, both the petitioners have joined investigation, but in view of the fact that the weapon of offence is to be recovered from Dilawar Singh, his custodial interrogation is required. Learned State counsel has, however, feigned ignorance about the compromise.
5. Having regard to the fact that the matter is stated to have been compromised amongst the parties, as has been specifically submitted by the learned counsel for the petitioners and while also noticing that the petitioners have joined investigation and their custodial interrogation would not be required particularly keeping in view the fact that petitioner-Dilawar Singh cannot be forced to get the alleged weapon of offence recovered, both the petitions are accepted and the interim directions issued by this Court vide order dated 10.09.2021 and

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23.11.2021 are hereby made absolute subject to the condition that the petitioners shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

6. A photocopy of this order be placed on the connected file.

18.02.2022

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(GURVINDER SINGH GILL)
JUDGE

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