

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

204

CRM-M-51565-2021

Date of Decision: May 16, 2022

Chhinder Singh @ Sukhwinder Singh

.....Petitioner(s)

Vs.

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Gurmeet Singh Saini, Advocate for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

Mr. Mandeep, Advocate for the complainant.

ANOOP CHITKARA J. (ORAL)

Vide order dated 10.12.2021, this Court had granted interim anticipatory bail to the petitioner(s).

2. Learned counsel for the petitioner submits that in compliance of the order dated 10.12.2021, the petitioner(s) has joined the investigation.

3. This fact has not been disputed by the learned State counsel on instructions received from ASI Sukhdev Singh. However, learned State counsel has opposed the bail. He further submits that in case this Court is inclined to give the bail to the petitioner then it should be subject to the strict and stringent conditions. Learned counsel for the complainant has also opposed the grant of bail to the petitioner.

4. Given the nature of allegations, no pre-trial incarceration is required. Without commenting on the case's merits and the circumstances peculiar to this case, the petitioner makes a case for release on bail.

5. Given above, the present petition is allowed. The order dated 10.12.2021, is hereby made absolute subject to the following conditions as envisaged hereinafter:-

- i) that the petitioner shall surrender all weapons, firearms, ammunition, if any, along with the arms license to the concerned authority within ten days from today and inform the Investigator about the compliance. However, subject to the Indian Arms Act, 1959, the appellants shall be entitled to renew and take it back in case of acquittal in this case.

- ii) Till the completion of the trial, the petitioner shall not contact, call, text, message, remark, stare, stalk, make any gestures or express any unusual or inappropriate, verbal or otherwise objectionable behavior towards the complainant and complainant's family, either physically, or through phone call or any other social media, through any other mode, nor shall unnecessarily roam around the complainant's home.
- iii) That the petitioner shall stay away at a distance of 01 km from the house of the complainant.

In case, the petitioner violates any of the conditions as mentioned above, it shall be open for the complainant to file an application for cancellation of bail and bail shall be cancelled on this ground alone.

(ANOOP CHITKARA)
JUDGE

May 16, 2022
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Whether speaking/reasoned:	Yes/No
Whether reportable:	No