

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

224

CRM-M-53384-2021

Date of Decision:22.03.2022

Gagandeep Singh @ Mani

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Amandeep Singh, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Mr. Sunil Chadha, Sr. Advocate with
Mr. Akshay Chadha, Advocate for respondent No.2.

ANOOP CHITKARA J. (ORAL)

The present petition has been filed by the petitioner with a prayer to cancel the regular bail granted to respondent No.2, by Co-ordinate Bench of this Court vide order dated 19.08.2020 passed in CRM-M-11839-2020.

After hearing learned counsel for the parties, in my considered opinion, purpose of the complainant (petitioner herein) will meet in case this Court puts some additional conditions in the original bail order dated 19.08.2020 (Annexure P-2).

Consequently, the petition is partly **allowed** and the accused shall be bound by the further conditions apart from the conditions already mentioned in the order dated 19.08.2020 (Annexure P-2). The additional conditions are as follows:-

1. Respondent No.2 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, he shall be entitled to renew and take it back in case of acquittal in this case.

2. Respondent No.2 shall not enter within a radius of one kilometer from the victim's home till the statements of all non-official and informal witnesses in the 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.

Learned counsel for the accused submits that the complainant (petitioner herein) should also be restrained from entering near his property.

Since this Court can not pass any order against the complainant but in case the complainant does so it shall be open for the accused to approach the concerned police station and if need arises, then file an application before this Court for deletion of the conditions. This Court expects that both the parties shall not provoke if they meet by chance or in any court proceedings.

Ordered accordingly.

(ANOOP CHITKARA)
JUDGE

22.03.2022
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No