

203/1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-1330-2023
Date of Decision: 24.02.2023

PRABHJIT SINGH ... PETITIONER
V/S
STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Raghav Gulati, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

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VIVEK PURI, J. (ORAL)

On 11.01.2023, following order was passed:

“Petitioner is seeking anticipatory bail in case bearing FIR No. 35 dated 13.04.2017 under Sections 336, 427, 34 IPC and Sections 25/54 of the Arms Act (Sections 307, 120-B IPC added later on), registered at Police Station Chattiwind, District Amritsar Rural.

Learned Senior counsel for the petitioner contends that the FIR has been registered on the basis of the statement of Ghulwinder Singh, complainant alleging that on 11.04.2017, three young persons with muffled faces have thrown brick bats on the car parked in the School premises and also fired gun shots. It has been submitted that during the relevant period, the petitioner was abroad. Although, the petitioner has been declared as proclaimed offender vide order dated 11.04.2022, but in terms of the order dated 21.12.2022 passed in CRM-M-56832-2022, it has been directed that the said order may not be given effect till the next date fixed in the petition.

Notice of motion.

Ms. Ruchika Sabherwal, DAG Punjab accepts notice on behalf of the State.

Adjourned to 24.02.2023.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

To be heard along with **CRM-M-56832-2022.**”

Learned counsel for the petitioner contends that in pursuance of the interim directions, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Balwinder Singh, has not disputed the aforesaid factual aspect and further submitted that the custodial interrogation of the petitioner is not required.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 11.01.2023 is made absolute.

24.02.2023

Janki

(VIVEK PURI)
JUDGE

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