

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

CRM-M-5025-2023

Date of Decision: 26.05.2023

**JATINDER SINGH
VS**

..... PETITIONER

STATE OF HARYANA

..... RESPONDENT

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Deepinder Singh, Advocate for the petitioner.
Mr. Karan Sharma, DAG, Haryana.

GURBIR SINGH, J. (ORAL)

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The prayer in the present petition filed under Section 438 Cr.P.C is for grant of anticipatory bail to the petitioner in case FIR No. 413, dated 17.05.2022 under Sections 302, 392, 397 IPC and Sections 25, 54 of Arms Act (later Sections 201, 216-A, 412, 379, 411, 120-B IPC and 29-B of Arms Act were also added) registered at Police Station City Yamuna Nagar, District Yamuna Nagar.

Vide order dated 24.02.2023, the following order was passed by this Court:-

“Status report dated 24.02.2023 by way of an affidavit of Parmod Kumar, HPS, Deputy Superintendent of Police, Yamuna Nagar on behalf of the respondent-State has been filed today in the Court and the same is taken on record. Copy thereof has been supplied to the counsel opposite.

As per the allegations, Damandeep @ Vicky made disclosure statement while he is in custody that he had purchased 11 cartridges for a sum of Rs.10,000/- from the petitioner.

Learned counsel for the petitioner refers to the charge sheet framed in this case (Annexure P-3) whereby Damandeep @ Vicky is charged only under Section 29 of the Arms Act, 1959.

On asking, learned State counsel has submitted that at this stage, there is no other evidence collected against the petitioner except the disclosure statement.

List on 26.05.2023.

Meanwhile, in the eventuality of arrest of the petitioner in the instant case, he shall be enlarged on interim bail subject to his furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit. ”

Learned counsel for the petitioner submits that the petitioner has already joined the investigation and no recovery is to be effected from him.

Learned State counsel, on instructions from SI Charanjeet submits that in compliance of the order dated 24.02.2023, the petitioner has already joined the investigation and he is not required for any custodial interrogation.

As per allegations, petitioner purchased the cartridges and further supplied the same but no recovery is to be effected from the petitioner.

In view of above, the order dated 24.02.2023 granting interim bail to the petitioner, is made absolute. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Petition is disposed of accordingly.

(GURBIR SINGH)
JUDGE

26.05.2023
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No