

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-9026-2023

Date of Decision: 02.05.2023

GURPREET SINGH

..... PETITIONER

VS

STATE OF PUNJAB

..... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Gurnoor Singh, Advocate for
Mr. M.S.Basra, Advocate for the petitioner.

Ms. Himani Arora, AAG, Punjab.

GURBIR SINGH, J. (ORAL)

* * * *

Vide order dated 21.02.2023, the following order was passed
by this Court:-

*“Learned counsel for the petitioner submits that the petitioner was not named in the FIR and he was nominated after 14 days of the occurrence. He was declared innocent and his name was kept in Column No.2 of the challan and now he is summoned on the statement of PW-1, namely, Rajnish Singh @ Goldy. Learned counsel for the petitioner further submits that all the co-accused have already been granted the concession of regular bail by this Court vide order dated 20.12.2022 passed in **CRM-M No.25270 of 2022**. As per the medical report, there are only bruises and abrasions.*

Notice of motion.

At the asking of the Court, Ms. Himani Arora, AAG, Punjab, appears and accepts notice on behalf of the respondent-State. A copy of the paper book be supplied to her during the course of the day. She seeks some time to file the reply.

List on 11.04.2023.

In the meantime, the petitioner is directed to surrender within 10 days before the trial Court. On his appearance, he shall be admitted to bail to the satisfaction of the concerned Trial Court/Duty Magistrate.”

Reply by way of affidavit of Sumeer Singh, PPS, Deputy Superintendent of Police, Sub Division Rural, District Pathankot on behalf of respondent-State has been filed and the same is taken on record.

The learned counsel for the petitioner states that in terms of dated 21.02.2023 passed by this Court, petitioner had surrendered before the learned trial Court and he was admitted to bail. This fact is not denied by the learned State counsel.

Order dated 21.04.2023 passed by the learned Additional Sessions Judge, Pathankot reads as under:-

“ Sh. Satya Mahajan Advocate has filed power of attorney on behalf of accused Gurpreet Singh and Sh. Deepak Sharma Advocate has filed power of attorney on behalf of accused Jeewan Lal Sareen @ Sonu.

Requisite bail bonds/surety bonds of accused Jeewan Lal Sareen @ Sonu have been received from the court of Sh. Manav, learned CJM , Pathankot. Ahlmad of this Court is directed to attach the bail/surety bonds of accused Jeewan Lal Sareen @ Sonu with the main file.

Both accused Gurpreet Singh and Jeewan Lal Sareen @ Sonu have not produced the further order of bail in the court. They are directed to produce the further order of bail of Hon’ble Punjab and Haryana High Court, Chandigarh for 12.05.2023.”

In view of above, the order dated 21.02.2023, the petitioner is already admitted to bail and the said order 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.

02.05.2023

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(GURBIR SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No