

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208-2

CRM-M-20953-2023

Date of decision: 28.08.2023

Amandeep Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Tanisha, Advocate for
Mr. K.S. Brar, Advocate
for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.90 dated 15.05.2022 under Sections 307, 148, 149 of the IPC and Section 25 of the Arms Act, 1959 registered at Police Station Samrala, Police District Khanna, District Ludhiana.

2. On 27.04.2023, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court, had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. The petitioner was not named in the FIR. Later on, in his supplementary statement the complainant named the petitioner levelling general allegations against him. No specific role or injury has been attributed to the petitioner. Nothing is to be recovered from the petitioner and his custodial interrogation is not required in the case. The petitioner is already ready and willing to join the investigation.”

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3. Learned counsel for the petitioner submits that in compliance of order dated 27.04.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 27.04.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

28.08.2023
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(MANJARI NEHRU KAUL)
JUDGE

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