

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-21295-2023

Date of decision: 28.08.2023

Sandeep 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 01.05.2023, 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 petitioner inter alia contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further urges that petitioner was not named in the FIR and as a matter of fact his name crept in terms of supplementary statement of complainant-injured. He further urges that no overt act has been attributed to the petitioner. He further urges that case of petitioner falls on parity as that of co-accused Amandeep Singh and said Amandeep Singh has already been extended concession of interim pre-arrest bail by this

Court, vide order dated 27.04.2023 passed in CRM-M-20953 of 2023. He further submits that though petitioner has no nexus whatsoever with the alleged offence, he is ready to join investigation as and when called upon to do so by the Investigating Agency.”

3. Learned counsel for the petitioner submits that in compliance of order dated 01.05.2023, 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 01.05.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

28.08.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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