

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 209

CRM-M-30335-2022

Date of decision : 17.01.2023

Amit Kumar

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Ms.Ramandeep Kaur, Advocate, for
Mr.Varinder Basa, Advocate, for the petitioner.
Mr.Arun Luthra, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.116 dated 28.05.2022 registered under Sections 336, 34 IPC and Section 25 of the Arms Act, 1959 at Police Station Chheharta, District Amritsar.

On 18.07.2022 this Court had passed the following order: -

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.116, dated 28.5.2022, under Sections 336 and 34 of Indian Penal Code and Section 25 of Arms Act.

Learned counsel for the petitioner submits that the petitioner is nowhere named in the FIR and that he has falsely been implicated on the basis of a supplementary statement recorded after about one week of the occurrence in question. It has further been submitted that while two accused are specifically named in the FIR, two others are unnamed and one of them is stated to have fired in the air. It has been submitted that the other unnamed person has already been granted anticipatory bail.

Notice of motion for 17.1.2023.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined and cooperated with the investigation and that the State no longer requires the petitioner for investigation

purposes.

In the light of the submissions made on behalf of the petitioner as have been recorded in the afore quoted order as also the statement made on behalf of the State, the order of this Court dated 18.07.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

17.01.2023

shamsher

Whether speaking/reasoned

Whether reportable

:

:

Yes / No

Yes / No

[DEEPAK SIBAL]

JUDGE