

214 IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-46769 of 2022(O&M)

Date of Decision: 24.02.2023

**Ranjit Singh**

...Petitioner

**Versus**

**State of Punjab**

...Respondent

**CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH**

**Present:- Mr. Amitabh Tewari, Advocate with  
Mr. Shivam Sharma, Advocate  
For the petitioner.**

**Mr. C.L. Pawar, Addl. AG Punjab.**

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**KARAMJIT SINGH, J.**

The present petition has been filed by the petitioner under Section 438 Cr.P.C. seeking anticipatory bail in case having FIR No. 139 dated 29.06.2022, registered under Sections 25, 54 and 59 of Arms Act at Police Station Salem Tabri, Ludhiana, to which Sections 302, 115 and 120-B IPC were added lateron.

A detailed order was passed by this Court on 10.11.2022 and the petitioner was granted interim anticipatory bail with a direction to join the investigation.

The counsel for the petitioner submits that the petitioner has joined the investigation with the police in compliance with the aforesaid order of interim bail.

Short reply by way of affidavit of Gurpreet Singh, Assistant Commissioner of Police, Detective-II, Ludhiana dated 03.11.2022 and

another short reply by way of affidavit of the said Police Officer dated 15.12.2022 are filed by the State.

The State counsel, on instructions from ASI Ranjit Singh, apprised the Court that the petitioner has joined the investigation with the police. The State counsel further submits that the petitioner is having no criminal history and is not nominated as accused till date in murder case of 'Sidhu Musewala'. The State counsel has further admitted that the FIR in this case was initially registered under Section 25 of Arms Act in Police Station Salem Tabri, Ludhiana and thereafter offences under Sections 302, 115, 120-B IPC were also added. The State counsel has also admitted that as far as the present FIR is concerned, no person was murdered in the area of District Ludhiana. The State counsel has further submitted that the petitioner is not required by the police in the present case for any further investigation or custodial interrogation.

I have considered the submissions made by counsel for the parties.

Undoubtedly, the present FIR is not relating to any murder committed in the area of District Ludhiana. There is admission on the part of the State counsel that the petitioner is not nominated as accused in case relating to murder of 'Sidhu Musewala', till date. So, it is not clear as to under what circumstances offence under Section 302 IPC is added in the present case. Further, the petitioner who has joined the investigation, is not required by the police for the purpose of further investigation.

In view of the above, without commenting on the merits of the case, instant petition is allowed and order of interim bail dated 10.11.2022 is

made absolute subject to the conditions envisaged under Section 438(2)  
Cr.P.C.

**24.02.2023**  
Jiten

**(KARAMJIT SINGH )**  
**JUDGE**

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