

2023:PHHC:059038
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203 (1) CRM-M-51368-2022
Date of Decision: 26.04.2023

Jaswinder Singh Petitioner
Versus
State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. S.S. Kamboj, Advocate for the petitioner.
Mr. Virat Rana, AAG, Punjab.
Mr. Vishavjeet S. Brar, Advocate for the complainant.

ANOOP CHITKARA, J. (ORAL)

FIR No.	Dated	Police Station	Sections
48	09.04.2022	Pasyana, District Patiala	379, 447, 511, 120- B IPC

The petitioner apprehending arrest in the FIR captioned above, has come up before this Court under Section 438 CrPC seeking anticipatory bail.

2. Vide order dated 09.11.2022, a co-ordinate Bench of this Court had granted interim anticipatory bail to the petitioner.

3. Counsel for the petitioner submits that the petitioner had joined the investigation. He further submits that he would have no objection in case any stringent conditions this Court might put upon the petitioner.

4. This fact has not been disputed by the State counsel on the instructions from the concerned official. However, State counsel as well as counsel for the complainant has opposed the bail. He further submits that in case this Court is inclined to give the bail to the petitioner then it should be subject to the strict and stringent conditions.

5. Given above, the present petition is allowed and the interim order dated 09.11.2022 is made absolute, subject to the following conditions:

- (i) Given the nature of allegations and the other circumstances peculiar to this case, the petitioner shall surrender all weapons, firearms, ammunition, if any, along with the arms license to the concerned authority within ten days from today and inform the Investigator about the compliance. However, subject to the Indian Arms Act, 1959, the petitioner shall be entitled to renew and take it back in case of acquittal in this case.

(ii) The petitioner shall forward on separate notarized affidavits, to the Investigator/SHO and the complainant/victim(s) the complete details of bank account numbers with addresses, fixed deposits, DEMAT account numbers, the current market value of jewelry, sovereign metals, all precious articles, held either individually or jointly, and cash-in-hand.

It is clarified that conditions are complied with by 15.05.2023 positively. It is further clarified that if the petitioner fails to comply with these conditions, then on this ground alone, the bail might be canceled, and the complainant may file any such application for the cancellation of bail, and State shall file the said application.

(ANOOP CHITKARA)
JUDGE

26.04.2023
Jyoti-II

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No