

2023:PHHC:070164

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No. 209

CRM-M-57791-2022
Date of Decision:-15.05.2023

DILPREET SINGH @ BABU

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

-.-

Present:- Ms. Puja Chopra, Advocate for the petitioner.

Mr. S.S. Cheema, DAG, Punjab.

GURBIR SINGH, J. (Oral)

This petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail in case bearing FIR No.208, dated 01.10.2022, under Sections 223, 224, 467, 473, 120-B, 212, 216 of IPC and Sections 25, 27, 54 & 59 of Arms Act, registered at Police Station Civil Line Patiala, District Patiala.

The petitioner was granted interim anticipatory bail vide order dated 11.01.2023, which is reproduced as under:-

Prayer in this petition is for grant of anticipatory bail to the petitioner in case bearing FIR No.208, dated 01.10.2022, under Sections 223, 224, 467, 473, 120-B, 212, 216 of IPC and Sections 25, 27, 54 and 59 of Arms Act, registered at police station Civil Line Patiala, District Patiala.

Allegation against the petitioner is that co-accused made the statement that they met the petitioner, to whom Amrik Singh co-accused had given a call and gave their number and Amrik Singh had told them over the phone about his escape from jail. The petitioner brought them at 24 number Railway Crossing, Patiala in Kothi No.24 PG, where already three boys were staying. That boy accommodated them in that PG and arranged our meals etc.

Further allegations are about 20 days prior to escape of Amrik Singh, Raja sent three illegal pistols with 6 magazines and about 30-31 cartridges through one person near ITI Nabha Road Patiala in the afternoon and petitioner was called, who was his aunt's son from the jail and asked him to bring him pistols, magazines and ammunition, which were brought in his car.

Learned counsel for the petitioner states that the petitioner has no concern with Amrik Singh and Raja. The Investigating Officer has not yet collected any call record. On asking, learned State counsel has submitted that no witness from PG is examined, if stay of co-accused was arranged by petitioner and they stayed there.

Adjourned to 10.05.2023.

Meanwhile, in the eventuality of arrest of the petitioner in the instant case, he shall be enlarged on interim bail subject to his furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Learned State counsel on instructions from ASI Manjinder Singh submits that in view of the above said order, the petitioner has joined the investigation and is no more required for further custodial interrogation.

Keeping in view the above said facts and circumstances, the order dated 11.01.2023 is made absolute.

Accordingly, the present petition stands disposed of.

15.05.2023
yogesh

(GURBIR SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No