

204 2023:PHHC:070743
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-59748-2022
Date of decision: 16.05.2023

RAVAIL SINGH

...Petitioner

V/s

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: ***HON'BLE MR. JUSTICE DEEPAK MANCHANDA***

Present: Mr. Kanwar Pahul Singh, Advocate
 for the petitioner.

 Mr. Madhur Sharma, AAG Punjab.

DEEPAK MANCHANDA J. (ORAL)

The instant petition has been filed under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in the event of arrest in FIR No. 170 dated 26.11.2022 registered under Sections 326/323/336/427/447/511/148/149 of the Indian Penal Code and Section 27 of Arms Act at 'Raja Sansi' Amritsar Rural.

Learned counsel appearing for the petitioner contends that on the directions of this Court, the petitioner has joined investigation and is no more required for further investigation in the present case. It has also been stated that nothing is to be recovered from him.

Mr. B.S. Jaswal, Advocate has put in appearance on behalf of the complainant, filed his power of attorney, which is taken on record and opposed the application for grant of bail to the petitioner on the ground that double barrel gun used in the alleged crime is yet to be recovered from the petitioner.

Learned State counsel on instructions from ASI Jasbir Singh, submits that the petitioner has joined the investigation and the alleged double barrel gun has already been recovered from the petitioner and he is not required for further custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 21.12.2022 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

16.05.2023
Ajay Goswami

(DEEPAK MANCHANDA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No