

217 **IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM M-8588-2024 (O&M)
Date of Decision: 18.04.2024

Amrinder Singh Petitioner

Versus

State of PunjabRespondent

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Anmol Jeevan Singh Gill, Advocate,
for the petitioner.

Ms. Manjot Kaur, AAG, Punjab.

MAHABIR SINGH SINDHU. J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short “Cr.P.C”) for seeking pre-arrest bail in FIR No.28 dated 23.03.2018 registered under Section 307 read with Section 34 IPC and Sections 25 & 27 of Arms Act, 1959, at Police Station, Gharinda, District Amritsar Rural.

2. As per allegations, petitioner fired two gun shots; one on the son of *defacto* complainant-Angrej Singh and another on Inderjit Singh.

3. Learned counsel contends that matter has been compromised between the parties i.e. petitioner as well as complainant at their own level. Also contends that petitioner was granted interim bail by this Court vide order dated 26.02.2024 and in pursuance of that, he has joined investigation; thus, his custodial interrogation is not required.

4. The above factual position is duly acknowledged by learned State Counsel, on instructions from quarter concerned and fairly submitted that custodial interrogation of the petitioner is not required, at this stage.

5. Heard learned counsel for the parties and perused the paper-book.

6. This Court vide order dated 26.02.2024, granted interim bail to petitioner and the same reads as under:-

“Contends, inter alia, that matter has been compromised between the parties i.e. petitioner as well as complainant at their own level.

Notice of motion.

Mr. Neeraj Madaan, Senior Deputy Advocate General, Punjab, accepts notice on behalf of the respondent-State and seeks time to have instructions and/or file written response in the matter.

Posted for 18.04.2024.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of the Code of Criminal Procedure, 1973.”

7. In pursuance of the aforesaid order, petitioner has joined investigation and his custodial interrogation is not required by the Police, at this stage; thus, order dated 26.02.2024 is made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C.

8. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

9. The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.
10. Disposed off accordingly.
11. Pending criminal misc. application(s), if any, shall also stand disposed off.

18.04.2024
SN

(MAHABIR SINGH SINDHU)
JUDGE

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