

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM M-10622 of 2024
Date of Decision: 29.02.2024

Gurpreet Singh @ Guri and another ...Petitioners
Versus
State of Punjab ... Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Sanjay Khan, Advocate, for the petitioner.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioners have filed the present petition under Section 438 of the Cr.P.C. with a prayer to grant pre-arrest bail to them in case FIR No.0111 dated 28.12.2023 registered under Sections 323, 324, 427, 506, 148, 149 and 381 of IPC (Section 201 and 326 of IPC added later on) at Police Station Division No. 1, District Ludhiana.

2. Learned counsel for the petitioners submits that the petitioners were arrested in the present case on 28.12.2023 and were granted the concession of regular bail by the Court of Judicial Magistrate 1st Class, Ludhiana, on 02.01.2024 vide order (Annexure P-3). However, under the political influence of the complainant party, the offence under Section 326 IPC has been wrongly added in the present case. Learned counsel has further placed reliance on the order dated 01.02.2024 passed by this Court, whereby, the similarly placed

co-accused Ranjit Singh and another were granted the concession of anticipatory bail by this Court.

3. Notice of motion.
4. On the asking of Court, Mr. M.S. Bajwa, DAG, Punjab. accepts notice on behalf of respondent-State.
5. I have heard learned counsel for the parties and perused the record.
6. It is not in dispute that similarly placed co-accused Ranjit Singh and Pargat Singh @ Sunny have already been granted the concession of anticipatory bail by this Court. Apart from that, the petitioners have already been granted the concession of regular bail in the present case by the trial Court and their further custodial interrogation may not serve any meaningful purpose.
7. Without commenting any further on the merits of the case, the present petition is allowed. The petitioners are granted concession of anticipatory bail, subject to the conditions as provided under Section 438(2) of the Cr.P.C. It will be open for the Investigating Officer to call the petitioners to join investigation, if so required, by issuing a written notice in this regard and he shall abide by the conditions mentioned in Section 438(2) of the Cr.P.C.

29.02.2024

amit rana

(N.S.SHEKHAWAT)

JUDGE

Whether reasoned/speaking

:

Yes/No

Whether reportable

:

Yes/No