



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-15613-2024 (O&M)

Date of Decision:24.05.2024

MANJIT SINGH ALIAS PRINCE

.....Petitioner

Vs.

STATE OF PUNJAB

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Dilpreet Singh Gandhi, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

Mr. Gaurav Rana, Advocate for the complainant.

DEEPAK GUPTA, J.(ORAL)

CRM-22647-2024

This is an application under Section 482 Cr.P.C moved by the petitioner to place on record the affidavit dated 17.05.2024 in lieu of order dated 13.05.2024 as Annexure A-2.

Allowed. Annexure A-2 is taken on record.

Main case

On 04.04.2024, following order was passed:

“By way of present petition filed under Section 438 Cr.P.C., petitioner prays for grant of anticipatory bail in case FIR No.177 dated 07.12.2020, registered under Sections 323, 336, 506 IPC and Sections 25, 27 (Act No.54 of 1959) of the Arms Act (later on offence under Section 336 IPC deleted and Section 307 IPC added) at Police Station Model Town, Ludhiana.

As per prosecution allegations, on 07.12.2020, Kuldeep Singh alias Kauli and Bhinder Singh assaulted complainant Rohit Rawat alias Rinki and his friend. As per the FIR version, Bhinder Singh ran towards his car, took out a pistol and directly fired towards Robin Rawat. As per police proceedings recorded below the FIR,



CCTV footage revealed that Bhinder Singh had taken out a pistol from the car and had fired in the air.

Contention of learned counsel for the petitioner is that the petitioner is not named in the FIR; that he is being falsely implicated and that no injury is attributed to him.

Notice of motion.

Mr. Sahil R. Bakshi, AAG, Punjab, accepts notice on behalf of the respondent- State.

Learned State Counsel, on instructions from ASI Jatinder Singh submits that the name Bhinder Singh has been wrongly mentioned in the FIR and in fact it is petitioner – Manjit Singh alias Prince, who was the assailant.

However, learned State Counsel could not convince this Court as on what basis, Bhinder Singh is being substituted as petitioner – Manjit alias Prince in the absence of any such document. Not only this, the FIR version as noticed above reveals that the alleged assailant Bhinder Singh had fired at Robin Rawat directly whereas the CCTV footage revealed that he had fired in the air. The circumstances appears to be quite suspicious.

Adjourned to 13.05.2024 for filing detailed status report.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.”

Today learned State counsel, submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but



without commenting anything further on the merits of the case order dated 04.04.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

Disposed of.

24.05.2024

(DEEPAK GUPTA)
JUDGE

pry	Whether Speaking/reasoned	Yes/No
	Whether Reportable	Yes/No