

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CRM-M-44298-2023

Date of decision: 10.01.2024

Bharpoor Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gursimran S. Bawa, Advocate
for the petitioner.

Mr. Arun Luthra, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.83 dated 10.07.2023 under Sections 336, 160 of the IPC and Sections 25, 27 of Arms Act, 1959 registered at Police Station Rajasansi, District Amritsar Rural.

2. On 05.09.2023, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner inter alia contends that admittedly, it is a case of no injury and still further, there was no corroborative evidence much less in the form of CCTV footage of the place of occurrence or even any empties of the cartridges being recovered from the spot. Learned counsel further submits that the petitioner is still willing to join investigation and cooperate with the investigating agency.”

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3. Learned counsel for the petitioner submits that in compliance of order dated 05.09.2023, the petitioner has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions from ASI Hira Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.
5. In view of the above, the petition is allowed and interim order dated 05.09.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

10.01.2024		(MANJARI NEHRU KAUL)
Vinay		JUDGE
	Whether speaking/reasoned	: Yes/No
	Whether reportable	: Yes/No