

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.56340 of 2023

Date of decision: 7th February, 2024

Palwinder Singh @ Sabi

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Dinesh Nagar, Advocate for the petitioner.

Mr. Arun Luthra, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.203 dated 10.10.2023 under Section 25 of the Arms Act, 1959, registered at Police Station Dasuya, District Hoshiarpur.

2. On the last date of hearing, i.e. 08.11.2023, while noticing the following submissions made by 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 false allegations have been levelled against the petitioner that when the police party raided his house on receipt of secret information that he was indulging in sale of liquor, he tried to flee away from the

spot and in the process, magazine of the pistol, which he was carrying at the relevant time, fell down on the road along with seven live cartridges.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 08.11.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, 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 the circumstances, the petition is allowed and the interim order dated 08.11.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

February 7, 2024
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No