



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-65597-2024
Date of decision: 13.02.2025

ANKUSH RISHI
....Petitioner

Versus

STATE OF PUNJAB
....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Akshay Chadha, Advocate
for the petitioner.

Mr. Rajinder Singh Bhatta, DAG Punjab.
.....

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 BNSS, 2023, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
164	12.12.2024	25 and 27 of Arms Act.	Division No.8, Police Commissionerate, Ludhiana.

2. Learned counsel for the petitioner submits that in compliance to the order dated 31.12.2024, the petitioner has joined the investigation.
3. During the course of hearing on 31.12.2024, following order had been passed: -

“ The present petition is for grant of anticipatory bail to the petitioner in FIR No 164 dated 12. 12.2024



(Annexure P-1), under Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Division No.8, Police Commissionerate, Ludhiana.

Learned counsel for the petitioner submits that the present petition is a shocking case of high-handedness of the police officials who are bent upon to ruin the life of a young boy Le the petitioner. The allegations apparently are vague, evasive and the Investigating Officer has not even been bothered to ask basic questions to the complainant before lodging such FIR. It is a clear case that the friend of the petitioner due to some disharmony went in the police where he concocted the story and has entangled the petitioner in the present FIR. He also submits that the allegations regarding the 9 live cartridges were sold by one Kanav Kumar to the present petitioner are baseless, vague and evasive as the said Kanav Kumar is only a 21 years old boy and never had any licence to run a gun house. The authorities did not even bother to verify the said fact whether the same was true or false but proceeded to lodge the FIR under Sections 25 and 27 of the Arms Act. No recovery of live cartridges was effected from the petitioner and there is no allegation with regard to sale and purchase of firearms

The Investigating Officer has recorded that the information is conclusive and reliable and, therefore, the provisions of Sections 25 and 27 of the Arms Act are fulfilled which demonstrated his acumen of the provisions of law. However, this petition is only for grant of anticipatory bail to the petitioner, this Court refrains itself to comment any further.



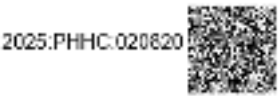
Considering the above, the petitioner is directed to join investigation on 09.01.2025 at 10:00 A.M. before the Investigating Officer not lower than the rank of a Deputy Superintendent of Police and cooperate with the Investigating Agency, even thereafter. The Deputy Superintendent of Police shall report the matter to the Commissionerate of Police, Ludhiana with regard to the investigation.

In the event of arrest, the petitioner be released on interim bail subject to furnishing personal/surety bonds to the satisfaction of the Arresting/Investigating Officer and the petitioner shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

Adjourned to 13.02.2025.”

4. Learned State counsel on instructions received from ASI Raj Kumar informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 31.12.2024 passed by this Court, interim bail granted vide order dated 31.12.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the



evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

- 6. The petition stands allowed.
- 7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

13.02.2025
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(SANJIV BERRY)
JUDGE

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |