

BA/3124/2018 State Versus Buta Singh

Present :- Applicant with Shri Rahul Chaudhary, Advocate
Shri Lakhvir Singh, Additional Public Prosecutor for State
with HC Amarjit Singh.

Present FIR has been lodged inter-alia for an offence under Section 302 of IPC on the basis of secret information that two groups of persons with illegal weapons and vehicles have assembled and can commit murder of any person of other group. Said FIR was registered in 2017. Enmity between these two groups of persons is that person belonging to one group had committed murder of Gian Singh. Applicants-accused are stated to be belonging to group of Ajitpal Singh @ Ravi which is alleged to have committed murder of Gian Singh. It has been stated that witnesses became hostile due to compromise between the parties and said Ajitpal Singh @ Ravi had been acquitted of murder of Gian Singh. Said Ajitpal Singh @ Ravi has been granted anticipatory bail in present FIR. Remaining accused are also on anticipatory bail. In the present FIR admittedly no murder has been committed as person belonging to both groups were dispersed and apprehended before they could commit any offence or cause any injury to each other.

Today investigating officer HC Amarjit Singh has come present and stated that applicants-accused have joined the investigation and also submitted statement “in pursuance of directions issued by this Court, applicants-accused have joined the investigation. Their custodial interrogation is no more required.” In view of above said statement of investigating officer, custodial interrogation is no more required. So considering totality of above said facts and circumstances, interim order dated 31.07.2018 is made absolute, subject to the following conditions :-

1. That they shall join investigation as and when called upon by the investigating officer;

2. That they shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer or tamper with the evidence;
3. That they shall not leave the country without prior permission of court; and

File be consigned to the record room.

Pronounced.
08.08.2018.

Jagjit Singh Panesar, Stenographer-II

(Jagdeep Sood)
Additional Sessions Judge,
Moga (UID No.PB00169).

