

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12280 of 2015.

Decided on:-July 14, 2015.

Dhanna Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. Nandan Jindal, Advocate for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail to the petitioners in the cross version in FIR No.77 dated 25.3.2015 under Sections 379/447/511/506/120-B IPC registered at Police Station Tripri Town, Patiala, District Patiala.

Vide order dated 21.4.2015, this Court had granted ad-interim bail to the petitioner subject to compliance of terms and conditions as envisaged under Section 438(2) Cr.P.C.

Learned counsel for the petitioner contends that pursuant to order dated 21.4.2015, the petitioner has joined the investigation.

While issuing notice of motion, a specific contention of learned counsel for the petitioner was recorded that the petitioner was not within the

vicinity of Patiala and, therefore, the allegations are without any basis.

Learned counsel for the State, on instructions from ASI Ram Karan, states that the petitioner has joined the investigation but the trolley which was used in the commission of offence, is required to be recovered from the petitioner.

The objection raised by the State counsel seems contrary to the aforesaid contention of the counsel for the petitioner. No material has been shown or touched by the investigating officer with regard to the aforesaid contention of the counsel for the petitioner.

In view of the above, the present petition is allowed and interim order dated 21.4.2015 passed by this Court is made absolute.

However, the petitioner shall continue to join investigation as and when directed by the investigating officer and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

It is made clear that the observations made hereinabove shall not be construed as reflection of any opinion on the merits of the main case and the trial Court shall decide the case on the basis of availability of evidence.

(HARI PAL VERMA)
JUDGE

July 14, 2015
'Yag Dutt'