

CRM No. M-14025 of 2015
DECIDED ON: JULY 28, 2015

RAM KRISHAN @ BITTU

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH.

Present: Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. Deepak Garg, AAG, Punjab.

JASPAL SINGH, J (ORAL)

Instant petition has been filed under Section 438 Cr.P.C. seeking pre-arrest bail to petitioner in case FIR No. 40 dated March 27, 2015 under Sections 409 and 379 IPC registered at Police Station Gharinda, Amritsar Rural, District Amritsar.

2. While issuing notice of motion on May 18, 2015, following order was passed:

“Learned counsel for the petitioner *inter alia* contends that FIR has been registered on the basis of a secret information that too without disclosing of the fact that Smt. Asha Rani, a Depot Holder of the Department of Food and Supplies, Punjab, under the National Food Scheme Act, is the mother of petitioner. In fact, as per records available, two consignments of 500 quintal bags each of wheat were received by Smt. Asha Rani, mother of petitioner on March 20, 2015, which have been duly shown by her in the stock register. Copy of which has been annexed with the petition. By concealing the fact with regard to the above referred two consignments of 500 quintal bags of wheat each to Smt. Asha Rani, recovery of wheat has been

shown to have been effected from the possession of petitioner-Ram Krishan @ Bittu. The matter is based upon documentary evidence.

List on 28.07.2015.

In the meanwhile, petitioner is directed to join the investigation. In the event of arrest, petitioner shall be released on pre-arrest bail at the satisfaction of the Arresting Officer/Investigating Officer subject to the following conditions, as envisaged under section 438(2) Cr.P.C:

(i) that the petitioner shall make himself available for interrogation by a police officer as and when required;

(ii) that the petitioner 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 him from disclosing such facts to the Court or to any police officer;

(iii) that the petitioner shall not leave India without the previous permission of the Court.”

2. Learned State counsel, on instructions from ASI Dilbagh Singh, submits that in compliance of order dated May 18, 2015 petitioner has joined investigation on June 10, 2015 and he is no more required for further investigation.

3. In view of above, order dated May 18, 2015 is made absolute.

4. Disposed of.

5. However, petitioner shall abide by all the terms and conditions as enshrined under Section 438 (2) Cr.P.C.

JULY 28, 2015
SHAM

(JASPAL SINGH)
JUDGE