

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM-M-25602-2015
Date of decision:18.9.2015

Vivek Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Ms.Isha Goyal, Advocate for the petitioner.
Mr. Daljeet Singh Virk, AAG, Punjab.
None for respondents No. 2 and 3.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks pre-arrest bail in FIR No.23 dated 10.6.2015 registered under Section 3 of the Railway Property (Unlawful Possession) Act, 1966 of the Railway Protection Force registered at Railway Protection Force, Post Ludhiana.

Notice of motion was issued and interim protection was granted to the petitioner.

Learned counsel for the petitioner submits that in compliance of the order dated 12.8.2015 passed by this Court, when petitioner was not being allowed to join the investigation, he had to move the learned court of Chief Judicial Magistrate, who ordered the investigating agency to allow the petitioner to join the investigation. Thereafter, a detailed questionnaire was given to the petitioner, which has been duly answered by him running into more than 10 pages and he is no more required for the purpose of any further investigation

Learned counsel for the State submits that nobody from the complainant-Railway Department has come to assist him in the present case.

In view of the above, the present petition is allowed and the order dated 12.8.2015 passed by this Court is hereby made absolute, however, subject to the conditions envisaged under Section 438 (2) Cr.P.C.

Disposed of, accordingly.

18.9.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE