

**212 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-32137 of 2015 (O&M)

Decided on: 22.9.2015.

Ranbir Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Ms. Poonam Josan, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Gurmit Singh.

JITENDRA CHAUHAN.J.(ORAL)

The present petition under Section 438 of the Code of Criminal Procedure has been filed seeking pre-arrest bail in FIR No.19 dated 29.1.2014, registered under Sections 308, 307, 354-A, 452, 324, 323, 506, 148, 149 and 120-B IPC at Police Station Sadar, Jalandhar.

The learned counsel refers to Annexure P-3, the statement of Anup Kaur, who is daughter of the complainant, recorded under Section 161 Cr.P.C. wherein no overt act is attributed to the petitioner. Subsequently, she has alleged that the petitioner is one of the culprits. The petitioner has been summoned under Section 319 Cr.P.C as an additional accused.

The learned State counsel, on instructions, submits that the petitioner is not required for custodial interrogation.

Keeping in view the fact that initially, the name of the petitioner did not find mention in the FIR; he has been attributed role subsequently on the basis of which he has been summoned under Section 319 Cr.P.C and; the custodial interrogation of the petitioner is not required, the petitioner is directed to appear before the trial Court within seven days or on the date fixed, whichever is earlier. In the event of his appearance, the trial Court will release him on bail during the pendency of trial on his furnishing requisite bonds to its satisfaction.

The petition stands allowed accordingly.

22.9.2015.
SN

(JITENDRA CHAUHAN)
JUDGE