

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-43096 of 2014 (O&M)
Date of Decision: 10.03.2015.

Gurwinder Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. J.S. Dadwal, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case F.I.R. No. 144 dated 14.9.2014 under sections 382, 34 I.P.C registered at Police Station Sadar District Ludhiana.

On 17.12.2014, while issuing notice of motion, the following order was passed by this Court:-

“This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Section 382 read with section 34 IPC at Police Station Sadar, District Ludhiana, vide FIR No.144 dated 14.09.2014.

It is contended by learned counsel for the petitioner that name of the petitioner did not figure in the FIR dated 14.09.2014. It is only subsequently that his name was introduced alongwith the change in the motor cycle number. Learned counsel submits that petitioner is ready to join the investigation.

Notice of motion for 27.02.2015.

Meanwhile, in the event of his arrest, the petitioner shall be released on bail to the satisfaction of

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arresting/investigating officer subject to the following conditions:-

i) He shall make himself available for interrogation by a police officer as and when required;

ii) He 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; and

iii) He shall not leave India without the previous permission of the court.”

Learned State counsel upon instructions from H.C. Om Parkash would apprise the Court that the petitioner has since joined investigation.

Under such circumstances, custodial interrogation of the petitioner would not be warranted.

Petition, accordingly, is allowed. Order dated 17.12.2014 is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

March 10, 2015

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