

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-5425 of 2015 (O&M)

Date of Decision: 13.07.2015.

Parminder Singh

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. Vijay Rana, 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 praying for grant of anticipatory bail to the petitioners in case F.I.R. No. 203 dated 16.12.2014 under sections 420, 465, 467, 468, 471, 120-B I.P.C., registered at Police Station, Bawa Khel, Tehsil & District Jalandhar.

On 12.3.2015, while issuing notice of motion, the following order was passed by this Court:-

“Counsel would contend that the petitioner had only availed the services of co-accused Tejinder Singh to get him the U.S. Visa on sponsorship basis and who, in turn, instead of forwarding the sponsorship papers, had appended fake Thomas Cook Tour papers with his visa application. It is argued that the petitioner had no role to play and has been falsely implicated. That apart, counsel would apprise the Court that main accused Tejinder Singh has been granted the interim protection by this Court vide order dated 11.2.2015 in CRM-M No. 2298 of 2015.

Notice of motion, returnable for 13.07.2015.

In the event of arrest, the petitioner shall be

released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Fakir Singh would apprise the Court that the petitioner has since joined investigation.

It is also the admitted position of fact that main accused Tejinder Singh has been granted the concession of anticipatory bail by this Court in the light of order dated 12.3.2015, passed in CRM No. M-2298 of 2015.

That apart, the observations contained in the notice of motion order have also gone unrebutted.

The petitioner having joined investigation, his custodial interrogation, as such, would not be warranted. Present petition is, accordingly, allowed. Order dated 12.3.2015, passed by this Court, is made absolute.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

13.07.2015
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