

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

(203)

CRM-M-20141-2016

Decided on: November 07, 2016.

Darshan Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Amandeep Singh Cheema, Advocate, for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

M.M.S. BEDI, J (ORAL)

Petitioner seeks concession of pre-arrest bail in a case registered at the instance of Iqbal Singh alleging that an FIR of extortion was registered in which the petitioner was an investigating officer. The allegation against the petitioner is that he had demanded bribe of Rs.1 lac from the complainant.

The prosecution agency relies upon a conversation between complainant Iqbal Singh and one Jasvir Singh to the effect that the petitioner had demanded money.

Perusal of the police file indicates that there is absolutely no allegation against the petitioner of having directly asked the complainant or any one else to pay illegal gratification to him.

In view of said circumstances, coupled with the fact that the petitioner has joined the investigation, it does not appear to be a case of custodial interrogation.

The petition is allowed. It is ordered that in case of arrest of petitioner, he will be released on bail to the satisfaction of the arresting officer subject to the conditions that he will join investigation as and when required and will not tamper with the evidence or hamper the investigation in any manner.

In case of any allegation of non-cooperation during course of investigation, it will be open to the prosecution agency to seek cancellation of bail.

(M.M.S. BEDI)
JUDGE

November 07, 2016
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No