

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-2170 of 2016 (O&M)

Date of Decision: 11.04.2016

Gurvinder Singh @ Gurjant Singh

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Ms. Payel Mehta, Advocate for the petitioner.

Mr. D.S. Virk, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.0308 dated 11.12.2015 under sections 382, 34 I.P.C, registered at Police Station, Zirakpur.

On 21.1.2016, while issuing notice of motion, the following order was passed by this Court:-

“Complainant in the present F.I.R is Gurpreet Kaur. Allegations pertain to snatching of her purse containing Rs.25,000/- cash, A.T.M Card, Credit Card, Voter I.D. Card and Driving License etc. on 25.11.2015 while going to a Gurudwara.

Counsel would contend that even as per version of the complainant she was being followed by two boys riding a Splendor motorcycle and described them as one wearing a turban and the pillion rider wearing a Parna. It is submitted that it is a case of false implication. The complainant herself has stated that it is only upon return of her husband, who was out of station and upon making inquiries on their own that they have come to know that the purse had been snatched by the present petitioner and by one Luvpreet Singh @ Prince. The version is stated to be not probable.

Notice of motion, returnable for 11.4.2016.

Petitioner is directed to join investigation.

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 envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Harjit Singh would apprise the Court that the petitioner has since joined investigation and even a recovery of Rs.5,000/- has been effected from him.

Under such circumstances, custodial interrogation of the petitioner, as such, would not be warranted. Accordingly, the present petition is allowed. The order dated 21.1.2016, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

11.04.2016

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