

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

**CRM No.M-2445 of 2016 (O&M)
Date of decision:01.04.2016**

Harmanjeet Singh

... Petitioner

Vs.

State of Punjab

... Respondent

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

Present: Mr. M.K. Dogra, Advocate for the petitioner.
Mr. D.S. Virk, AAG, Punjab.
...

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.429 dated 05.12.2015, under Sections 392/34 IPC, registered at Police Station Civil Lines, Amritsar, District Amritsar.

While issuing notice of motion on 22.01.2016, the following order was passed by this Court:

“F.I.R was registered on the statement of Pritpal Singh. Allegations are with regard to 3/4 unknown persons having gained forceful entry into the house of the complainant and having committed robbery of certain jewelry, cash and two mobile phones.

Counsel would argue that the present petitioner has been roped in and implicated without there being any incriminating material. Petitioner otherwise is stated to be ready and willing to join investigation.

Notice of motion, returnable for 1.4.2016.

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 HC Davinder Singh apprises the Court that the petitioner has since joined investigation and recovery of two gold bangles had been effected from him. Court has also been informed that from the other three co-accused the entire recovery already stands effected.

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

Accordingly, the present petition is allowed. Order dated 22.01.2016 passed by this Court is made absolute.

Disposed of.

01.04.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**