

CRM No. M-27864 of 2016

DECIDED ON: SEPTEMBER 15, 2016

SURINDER SINGH

....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Saumya Ahluwalia, Advocate
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

Mr. Ashwani Prashar, Advocate
for the complainant.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Section 438 Cr.P.C., petitioner has sought pre-arrest bail in case FIR No. 122 dated 29.05.2016 under Section 420 IPC registered at Police Station Civil Lines, District Patiala.

At the time of issuance of notice of motion on August 17, 2016, following order was passed:

Notice of motion for 17.08.2016.

At this stage, Mr. Ashwani Prashar, Advocate has put in appearance on behalf of the complainant. Copy supplied.

In the meanwhile, petitioner is directed to join the investigation. In the event of arrest, petitioner shall be released on prearrest bail at the satisfaction of the Arresting Officer/Investigating Officer subject to the conditions, as envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Naresh Kumar, submits that in compliance of order dated August 12, 2016, petitioner has joined the investigation and he is no more required for further investigation. However, learned counsel appearing for the complainant submits that the petitioner got an admission in Government Medical College at Patiala on the strength of a forged and fabricated scheduled caste certificate and subsequently, even he got employment by furnishing another forged and fabricated certificate saying himself to be a member of Backward Class.

Since the investigation is already complete and further custodial interrogation of the petitioner is not required, the various contentions put forth by learned counsel for the complainant can be taken into consideration during the course of trial by learned trial Court.

In view of above but without expressing any opinion on the merits of the case, order dated August 12, 2016 is hereby, made absolute.

However, petitioner shall be abide by all the terms and conditions as envisaged under Section 438(2) Cr.P.C.

Disposed of.

SEPTEMBER 15, 2016
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(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned Yes/No

Whether Reportable Yes/No