

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

CRM-M-38657-2016

Date of Decision : 15.12.2016

Sukhdev Singh

.....Petitioner

versus

State of Punjab

.....Respondent

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

Present: Mr. Rahul Bhargava, Advocate,
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

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

After hearing learned counsel for the petitioner and learned State counsel, it is apparent that the petitioner has joined the investigation. The petitioner is not named in the FIR, but his name is alleged to be mentioned as Hardev Singh, son of Amarjit Singh, but the petitioner disputes his identity.

Without expression of any opinion regarding the identity of the petitioner, the order declaring the petitioner, a proclaimed offender, in his absence from India, appears to be controversial as he appears to have not been served any notice under Section 82 Cr.P.C.

Be that as it may be, since the petitioner has joined the investigation pursuant to the interim order dated 27.10.2016, he can be granted the concession of pre-arrest bail.

In view of the above, the petition is allowed. It is ordered that in case of arrest of the petitioner, he shall be released on bail and in case of supplementary challan being presented against the petitioner, he would be required to furnish bail bonds to the satisfaction of the trial Court.

(M.M.S. BEDI)
JUDGE

December 15, 2016
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Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No