

**Sr. No. 216
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM No. M- 543 of 2016
Date of Decision: 01.03.2016**

Jagjot Singh

...Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. G.B.S.Dhillon, Advocate,
for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

Mr. A.S.Sandhu, Advocate,
for the complainant.

TEJINDER SINGH DHINDSA. J (ORAL)

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.244 dated 30.08.2015, under Sections 457/380 of Indian Penal Code, registered at Police Station Dakha, District Ludhiana Rural.

While issuing notice of motion, the following order was passed by this Court on 08.01.2016:

“Counsel would inter alia contend that it is a case of clear false implication inasmuch as the complainant, Harminder Kaur along with her husband Lakhbir Singh had been staying as tenants in the house of the petitioner in the year 2011 but had thereafter been asked to vacate the premises and only on account of nursing grudge that the petitioner has been falsely

implicated. It has further been contended that the allegations on the face of it are preposterous and no person would call the owner of the house and that too from a mobile number belonging to the owner itself and then resort to stealing articles from such premises.

Notice of motion, returnable on 01.03.2016.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and they shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from SI Satnam Singh would apprise the Court that the petitioner has since joined investigation.

Under such circumstances, custodial interrogation of the petitioner would not be warranted. The present petition is allowed. Order dated 08.01.2016, passed by this Court, is made absolute.

Disposed of.

01.03.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**