

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-8308-2016 (O&M).
Decided on: April 29, 2016.

Ram Singh

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

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

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Present Mr.Rajinder Sharma, Advocate,
for the petitioners.

Mr.K.S.Nalwa, Addl. A.G. Punjab.

Mr.Vipul Aggarwal, Advocate,
for the complainant.

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

Petitioner seeks concession of pre-arrest bail in a case registered at the instance of Sawinder Singh alleging that Kashmir Kaur, Lachhman Singh and Amrinder Singh have taken a sum of Rs.10 lacs for employing his two sons in Punjab Police.

Petitioner has claimed that he has been involved in the case for political reasons.

State counsel has vehemently contended that absolutely false allegations have been made in the petition to malign the name of senior political leaders of the ruling party.

Pursuant to the interim order dated 9.3.2016, passed by this Court, the petitioner has joined investigation.

With the assistance of State counsel and ASI

Devinder Singh, I have gone through the entire police file which is

indicative of patent irregularities to the extent that statements of the witnesses under Section 161 Cr.P.C. in the original file appear to be printed photocopies with incorporation of the name of the witnesses and signatures of the Investigating Officer with ink in handwritten note.

Counsel for the complainant has intervened to oppose the application for pre-arrest bail contending that in the year 2012, the complainant had been cheated of huge amount.

After considering above said circumstances, without expression of any opinion regarding the reasons for implication of the petitioner in the criminal case, I deem it appropriate to grant the concession of pre-arrest bail to the petitioner without prejudice to the right of the complainant to establish money transaction as claimed by him and seek recovery by producing relevant and cogent evidence.

The petition is allowed. It is ordered that in case of arrest of the petitioner, he shall be released on bail to the satisfaction of the arresting officer subject to the conditions that the petitioner will join investigation as and when required and will not, in any manner, tamper with the evidence or hamper the investigation.

(M.M.S. BEDI)
JUDGE

April 29, 2016.
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