

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

CRM-M No.18473 of 2017

Date of decision: 28th August, 2017

Sant Parkash Singh

... Petitioner

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Dheeraj Mahajan, Advocate for the petitioner.

Mr. H.S. Grewal, Addl. Advocate General, Punjab
for respondent No.1/State.

None for respondent No.2.

FATEH DEEP SINGH, J. (ORAL)

Present petition has been filed under Section 438 Cr.P.C. seeking grant of anticipatory bail to the petitioner Sant Parkash Singh in case registered by way of FIR No.139 dated 23.07.2016 at Police Station Kapurthala City, District Kapurthala under Sections 420/406/506/120-B IPC.

Learned counsel for the petitioner Mr. Dheeraj Mahajan, Advocate submits that petitioner Sant Parkash Singh was initially arrested in a case bearing FIR No.23 dated 15.02.2016 under Sections 420/465/467/468/471/120-B IPC pertaining to Police Station City Kapurthala whereby order dated 20.03.2017 (Annexure P3) granting regular bail to the petitioner was passed by the Court of Additional Sessions Judge, Kapurthala and that the present case has been registered

by different authorities on the same incident, occurrence and facts which is not controverted by learned State counsel on instructions from ASI Sukhjit Singh from Police Station City Kapurthala, who has conceded to this effect.

Thus, in the light of very question of maintainability of the subsequent FIR and the fact that nothing is to be recovered from the petitioner who has already joined the investigations, the present petition stands allowed. In the event of arrest, petitioner is ordered to be released on bail to the satisfaction of the Arresting Officer till submission of report under Section 173 Cr.P.C. (challan). He shall continue to join investigations and shall furnish an undertaking that he shall abide by the conditions specified under Section 438 (2) Cr.P.C.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

August 28, 2017
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No