

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

CRM No.M-35963 of 2017 (O&M)

Date of decision: November 8, 2017

Pritpal Singh Sidhu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Deepak Aggarwal, Advocate,
for the petitioner.

Mr. K.S.Aulakh, DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Pritpal Singh Sidhu, has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.79, dated 27.04.2017, registered at Police Station Kotwali, District Bathinda, under Section 406 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that the allegations against the petitioner are that he misappropriated the motorcycle in the name of Jiti Atwal.

Learned counsel for the petitioner submits that in compliance of order dated

26.09.2017, the petitioner has already deposited a sum of ₹35,000/- before the learned trial Court. He also placed on record photocopy of the receipt in this regard.

Moreover, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing is to be recovered from the petitioner. Therefore, no useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 26.09.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

November 8, 2017
rajesh k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No