

Criminal Misc. No. M- 40937 of 2017 (O&M)

Date of decision : November 15, 2017

Teja Singh

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Kamalpreet Bawa, Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 199 dated 29.09.2017 under Section 354, 323 IPC registered at Police Station City Moga, District Moga.

Contentions on behalf of the petitioner noted at the time to issuance of notice of motion read as under:-

“ It is submitted that the petitioner is a 73 year old person. The complainant was working as domestic help at his residence and had taken an advance. She did not repay the same and in fact left the employment, as well, a year prior to the alleged incident. When she was asked to repay the said amount, the present FIR has been registered. The injuries, if any, suffered by the complainant would be by a friendly hand.”

Learned counsel for the petitioner further submits that there is a delay of two days as well in the lodging of the FIR. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Balvir Singh, verifies that the petitioner is over 73 years old and is not involved in any other criminal case. It is further verified that the complainant had worked as domestic help at the residence of the petitioner.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. The petitioner shall appear before the Investigating Officer on 17.11.2017 at 11.00 a.m. and thereafter, as and when directed by the Investigating Agency. He shall fully cooperate in the investigation of this case. In the event of his arrest, petitioner shall be released on bail to the satisfaction of Investigating Officer/ Arresting officer. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.

November 15, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No