

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

CRM-M -46689 of 2016 (O&M)

Date of decision: 07.03.2017

Ekattar @ Gurpreet Singh @ Nanak Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. B.S. Sidhu, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.13 dated 11.01.2015, registered under Sections 379, 411, 465, 467, 468 and 471 of IPC, at Police Station Kotwali Bathinda, District Bathinda.

On 27.12.2016, this Court had passed the following order:-

“The petitioner prays for pre-arrest bail in case FIR No.13, dated 11.01.2015, registered under Sections 379 and 411 IPC and Sections 465,467,468 and 471 IPC (added subsequently), at Police Station Kotwali Bathinda.

It is contended that initially the FIR was registered only under Sections 379 and 411 IPC. The petitioner was arrested and subsequently admitted to regular bail, pursuant to order dated 29.04.2015. However, on 05.11.2015, Sections 465, 467, 468 and 471 IPC were added. It is submitted that the co-accused of the petitioner, who has been ascribed the same role, has since been granted anticipatory

bail by this Court, vide order dated 06.10.2016 , in Criminal Misc.No.M-28262 of 2016 (Harjinder Singh @ Herry versus State of Punjab).

Notice to Advocate General, Punjab, for 24.01.2017.

In the meanwhile, in the event of arrest, the petitioner be released on anticipatory bail, subject to his furnishing personal and surety bonds to the satisfaction of the arresting/investigating officer. However, the petitioner shall join the investigation, as and when called upon to do so and shall abide by the provisions contained in Section 438(2) Cr.P.C.”

It is contended that in pursuance of the order dated 27.12.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 27.12.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

07.03.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No