

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

Crl. Misc. M-10339 of 2018 (O&M)  
Date of Decision: July 11, 2018

Yogesh Bansal

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. N.S. Shekhawat, Advocate  
for the petitioner.

Mr. V.G. Jauhar, Senior DAG Punjab.

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**JAISHREE THAKUR, J. (Oral)**

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in FIR No.26 dated 14.02.2018, under Section 376 of the Indian Penal Code, registered at Police Station Sarabha Nagar, Ludhiana.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and on the direction of this Court, has joined the investigation. It is also contended that nothing is to be recovered from him.

At this stage, Mr. Madan Gupta, Advocate puts in appearance on behalf of the complainant and opposes the grant of anticipatory bail to the petitioner.

Per contra, learned State counsel, on instructions from the Investigating Officer, submits that the petitioner has joined the investigation and he is not required for the custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 13.03.2018 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure.

**July 11, 2018**  
*vijay saini*

**(JAISHREE THAKUR)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
Yes/No