

CRM-M-27630-2018

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

CRM-M-27630-2018

Date of Decision:08.08.2018

Amrik Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Impinder Singh Dhaliwal, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner-Amrik Singh 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.25 dated 18.02.2014, registered at Police station City Malout, District Sri Muktsar Sahib, under Sections 457 and 380 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has 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.

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From the record, I find that FIR, in the present case, has been registered on the statement of complainant-Vijay Kumar that his articles of about ₹1,25,000/- have been stolen by some unknown thieves.

Learned counsel for the petitioner submits that he is being falsely nominated in the present case as he had earlier got registered an FIR No.150 dated 15.10.2014, under Sections 364/34 IPC against the police officials of the same very police station. In this regard, he relies upon the order dated 18.07.2017 (Annexure P-4).

In pursuance of the interim order dated 06.07.2018 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him 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 06.07.2018, 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.

08.08.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No