

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

**CRM-M-37823-2017
Date of Decision: 30.04.2018**

Lakhwinder Singh @ Kala

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. P. S. Jammu, Advocate,
for the petitioner.

Mr. A. S. Sandhu, Addl. A.G., Punjab.

Mr. A. S. Sekhon, Advocate
for respondent No. 2/complainant.

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 the event of arrest in FIR No. 126 dated 02.11.2016, registered under Sections 363 and 366-A of the IPC and Sections 3 and 4 of the POCSO Act at Police Station Sadar Kotkapura, District Faridkot.

Learned counsel for the petitioner contends that the petitioner has falsely been 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.

Mr. A. S. Sandhu, Addl. A.G., Punjab, 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 09.10.2017, 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.

30.04.2018
Waseem Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No