

206

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.42577 of 2018(O&M)
Date of Decision: 17.12.2018

Jaspal Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Deepak Goyal, Advocate for the petitioner.
Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in FIR No.15 dated 31.01.2017, under Section 306 of the Indian Penal Code, 1860 registered at Police Station Sadar Phagwara, District Kapurthala.

While issuing notice of motion, this court passed the following order on 27.09.2018:-

“Learned counsel for the petitioner submits that on the allegations as levelled in FIR No.15 dated 31.01.2017, another FIR No. 63 was got registered by Balwinder Kaur on 11.05.2016 at Police Station Sadar, Phagwara in which on inquiry, the petitioner was found innocent. After committing suicide by her son, complainant on the same allegations, which were levelled in the earlier FIR, has implicated the petitioner. Main accused namely Paramjit Kaur has already been allowed regular bail in this case.

Notice of motion for 17.12.2018.

Petitioner is directed to surrender before the police and join investigation within two weeks. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing

CRM-M No.42577 of 2018(O&M) -2-

bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.PC failing which he shall lost the benefit of interim bail allowed to him.”

Learned State Counsel, on instructions from SI Mohinder Singh, has acknowledged that in terms of the previous order the petitioner has joined the investigation and recovery was also effected and his custodial interrogation is no longer required in this case.

In view of above, the interim order dated 27.09.2018 is made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

December 17, 2018

mamta

**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>