

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-6235-2018(O&M)
Date of Decision: 04.04.2018

Baldev Singh & another

--Petitioners

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. J.S. Dadwal, Advocate for the petitioners.

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

TEJINDER SINGH DHINDSA.J (Oral)

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.12 dated 23.1.2018 under sections 7, 13(2) of Prevention of Corruption Act, registered at Police Station, Sarabha Nagar, District Ludhiana.

On 21.2.2018, the following order was passed by this Court:-

“During the course of hearing today, a report of the DSP, Vigilance Bureau has been furnished by learned State counsel and the same has been perused.

Prima facie there is no indication as regards any demand or acceptance of illegal gratification at the hands of the present petitioners during the course of investigation relating to the case No.1656 dated 27.11.2017 under Section 135 of the Electricity Act, registered at Police Station Anti Power Theft, Ludhiana.

List for further consideration on 04.04.2018.

In the meanwhile, petitioners are directed to appear before Investigating Officer and to join investigation.

In the event of arrest, the petitioners shall be released on interim bail subject to the satisfaction of the

Arresting/Investigating Officer. The petitioners shall join investigation as and when called upon to do so and they shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Sukhpal Singh would apprise the Court that the petitioners have since joined investigation. He further submits that there is no recovery to be effected from the petitioners.

In the considered view of this Court, custodial interrogation of the petitioners, as such, would not be warranted. Accordingly, the present petition is allowed. The order dated 21.2.2018, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

04.04.2018

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