

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

**CRM-M No. 1200 of 2019
Date of Decision:-20.03.2019**

Rajinder Singh alias Kikkar Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Pritpal Singh Miglani, Advocate
for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab.

MANOJ BAJAJ J.(Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No. 185 dated 02.7.2017, under Sections 146, 186, 353 and 506 IPC, registered at Police Station City Ferozepur, District Ferozepur.

On 14.1.2019, this Court had passed the following order :-

“Learned counsel for the petitioner contends that in case FIR No.112 dated 17.05.2017 under Section 307 read with Section 34 of Indian Penal Code and Sections 25 and 27 of Arms Act was registered at Police Station City Ferozepur and one person, namely, Kuldeep Singh @ Mintu son of Inder Singh was detained in the Police

Station. The present FIR has been registered on the ground that one Sukhpal Singh Nanu along with his companions forcibly entered the Police Station and made an attempt to get the said accused released from the custody. It is pointed out by the learned counsel that on 01.06.2017 itself the said person Kuldeep Singh @ Mintu was released from the custody with the intervention of Amarjit Singh SP (H) and therefore, there was no occasion to commit the alleged offences as narrated in the present FIR. Besides, it is argued by learned counsel that the occurrence took place on 01.06.2017 and the FIR No.185 has been registered on 02.07.2017. The said delay is unexplained.

Notice of motion for 20.03.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of the order dated 14.1.2019, the petitioner has joined the investigation.

Learned State counsel on instructions of ASI Joginder Singh submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated

14.1.2019, is made absolute.

The petition stands allowed.

March 20, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No