

**PUNJAB AND HARYANA HIGH COURT
CHANDIGARH**

205

CRM-M-5086-2019

Date of decision : 05.11.2019

Balwant Singh

Petitioner.....

V/s

State of Punjab

Respondent.....

CORAM : HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Brahminder Singh Toor, Advocate for the petitioner.

Mr. Sandeep Singh Deol, D.A.G. Punjab.

ARUN KUMAR TYAGI, J. (Oral)

Prayer in the petition is for grant of anticipatory bail to the petitioner in case FIR No.259 dated 13.12.2018 registered under Section 420 of the Indian Penal Code, 1860 at Police Station Jamalpur, Ludhiana.

The petitioner was granted interim bail vide order dated 08.04.2019 by this Court with direction to join the investigation.

Learned State Counsel has appeared on behalf of the respondent-State and opposed the bail application.

I have heard learned Counsel for the petitioner as well as learned State Counsel and have gone through the record.

Learned Counsel for the petitioner has submitted that the petitioner was falsely implicated in the present case. The dispute is purely of the civil nature and the present FIR has been lodged just to pressurize the petitioner. The petitioner joined the investigation and his custodial interrogation is not required.

Learned State Counsel, on instructions from S.I.

Jasvir Singh, has acknowledged that in compliance with order dated

08.04.2019 passed by this Court, the petitioner joined investigation and submitted that his custodial interrogation is not required for effecting any further recovery.

In view of the facts and circumstances of the case, particularly the fact that custodial interrogation of the petitioner is not required in the case but without expressing any opinion on the merits of the case, I am of the considered view that the petitioner deserves the concession of anticipatory bail. Therefore, the petition is allowed and order dated 08.04.2019 granting interim bail to the petitioner is made absolute. However, the petitioner shall join the investigation again if and as and when called upon to do so and shall abide by the conditions enumerated in Section 438 (2) of the Cr.P.C.

(ARUN KUMAR TYAGI)
JUDGE

05.11.2019
Kothiyal

Whether speaking/reasoned	Yes
Whether reportable	No