

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12917-2019

Date of Decision: 01.07.2019

Vishal

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Vishal has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.197 dated 10.12.2018, registered at Police Station Division No.5, Police Commissionerate, Jalandhar, under Sections 353, 186, 294, 427 and 149 of the Indian Penal Code.

Notice of motion was issued.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

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

The allegations against the present petitioner are similar to the co-accused Kunal, who has already been granted the benefit of anticipatory bail in this FIR by the co-ordinate Bench.

In pursuance of the interim order dated 20.03.2019, passed by

this Court, the petitioner has already joined the investigation. He is not

required for custodial interrogation. Nothing is to be recovered from him. No useful purpose would be served by sending him to custody. Otherwise also, the petitioner is entitled to the benefit of anticipatory bail on the ground of parity.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 20.03.2019, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

01.07.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No