

**CRM-36012-2019 in/and
CRM-M-16917-2019**

-1-

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

**CRM-36012-2019 in/and
CRM-M-16917-2019
Date of Decision: 20.11.2019**

Ajaib Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Chanchal K. Singla, Advocate,
for the petitioner.

Mr. B.S. Sewak, Addl. A.G., Punjab.

Mr. Arshdeep Singh Brar, Advocate,
for the complainant.

AMOL RATTAN SINGH, J. (ORAL)

Today, learned State counsel submits that the petitioner having surrendered before the trial Court and in any case he having been declared to be innocent by the investigating agency, the trial Court having summoned him under the provisions of Section 319 of the Cr.P.C. (the initial order of that Court dismissing that application having been set aside by this Court upon CRR No. 3216 of 2014 having been filed), his custodial interrogation is not required.

Learned counsel for the complainant submits that as regards this petition seeking anticipatory bail, obviously, with the petitioner having now surrendered, he does not oppose the petitioner continuing on such bail to the satisfaction of the trial Court, provided of course that he continues to appear before that Court as and when summoned.

That being so and in any case, this Court also being of the same opinion, that as the petitioner is not required to join any further investigation at least at this stage, by virtue of any order passed by any Court of law, it would be pointless keeping him behind bars during the pendency of the trial, consequently, the order dated 22.04.2019, admitting the petitioner to interim bail, is made absolute, on the condition that he continues to appear on each and every date that he is summoned to do so by the trial Court.

The petition is consequently disposed of.

Learned State counsel has, at this stage, submitted that an additional condition be imposed that the petitioner would surrender his passport to the trial Court.

However, since a perusal of the passport itself is required even for determination of the other petition filed by the petitioner, seeking quashing of the order by which he was declared to be a Proclaimed Person, before surrendering the passport he has to produce it in this Court as per the order passed today in that petition (CRM-M-13010-2019).

November 20, 2019
nitin/dinesh

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.