

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

CRM-M-22631 of 2019
Date of Decision: 18.09.2019

HARPAL SINGHPetitioner
Versus
STATE OF PUNJAB ...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gobind Singh Randhawa, Advocate
for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 Cr.P.C.
seeking pre arrest bail in case FIR No. 61 dated 27.04.2019, under
Sections 420, 467, 468 and 471 of the Indian Penal Code registered at
Police Station City Batala, District Batala.

On 20.05.2019 the following order was passed by this
Court:

“Learned State counsel, on instructions from Assistant
Sub Inspector Sukhdev Singh, has apprised this Court
that there is no criminal case pending against the
petitioner, but he seeks time to have instructions
regarding some files and material documents missing
from the office of Insurance Company.

Adjourned to 19.07.2019 for further consideration.

In the meanwhile, the petitioner is directed to join
investigation before the Investigating Officer. In the
event of his arrest, the Arresting Officer would admit
him to interim bail, **till the next date of hearing**, on his
furnishing adequate bail and surety bonds to his
satisfaction. The petitioner is also directed to abide by all
the conditions as envisaged under Section 438(2) of
Code of Criminal Procedure, 1973.”

It is contended by learned counsel for the petitioner that in terms of the above order, petitioner has already joined investigation.

Learned State counsel on instructions from the police official has acknowledged the above factual position and stated that the custodial interrogation of the petitioner is no longer required in the present case.

In view of the above, order dated 20.05.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

However, it is made clear that above observations may not be construed as an expression of opinion on the merit of the case pending before learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

September 18, 2019

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Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no