

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

**CRM-M No. 24604 of 2019
Date of Decision:-30.09.2019**

Boota Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Prateek Gupta, Advocate
for the petitioner.

Mr. Balbir Singh Sewak, Addl. A.G., Punjab.

Mr. Kuldeep Singh, Advocate
for the complainant.

MANOJ BAJAJ J.(Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.4 dated 18.1.2019, under Sections 199, 200, 419, 420, 465, 467, 468, 471, 496 and 120-B IPC, registered at Police Station Ballianwali, Bhatinda. The petitioner apprehend his arrest at the hands of Police in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 28.5.2019 whereby while issuing notice of

motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that the petitioner is the uncle of complainant and relies upon the order dated 16.05.2019 (Annexure P-3) passed by this Court in respect of co-accused whereby he was released on interim bail.

Notice of motion for 30.09.2019.

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

To be heard along with CRM-M-18087-2019.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Chamkaur Singh does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Chamkaur Singh further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 28.5.2019 is made absolute.

September 30, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No